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# PREFIX TO STATUTES, 1921

CONTAINING CERTAIN ORDERS OF HIS MAJESTY IN COUNCIL,  
NOTICES AND A DESPATCH, AND CERTAIN PROCLAMA-  
TIONS AND ORDERS OF THE GOVERNOR GENERAL IN  
COUNCIL, AND JOINT ADDRESSES OF THE SENATE  
AND HOUSE OF COMMONS IN 1871, 1886, AND  
1907 RESPECTING AMENDMENTS OF THE  
B.N.A. ACT, 1867.



OTTAWA  
PRINTED BY THOMAS MULVEY  
LAW PRINTER (FOR CANADA) TO THE KING'S MOST EXCELLENT MAJESTY  
ANNO DOMINI 1921

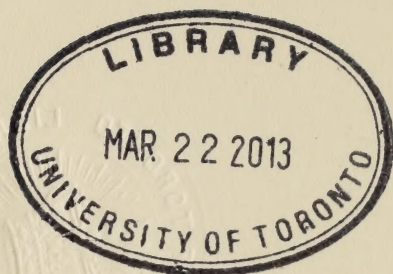
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APPENDIX TO STATUTES 1921

IN ORDERING CERTAIN ORDERS OF HIS MAJESTY IN COUNCIL  
AND A RESOLUTION AND CERTAIN PROCLAMATIONS  
AND THE LAYING OF THE GOVERNMENT GENERAL IN  
COUNCIL AND THE ADDRESS OF THE SENATE  
AND HOUSE OF COMMONS IN 1921 AND 1922  
AND THE AMENDMENTS OF THE  
ACTS AND ORDERS





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## PREFIX.

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### TERMINATION OF WAR WITH GERMANY

AT THE COURT OF BUCKINGHAM PALACE, THE 9TH DAY OF  
FEBRUARY, 1920.

*Present:*

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL.

WHEREAS by the Termination of the Present War (Definition) Act, 1918, it is provided that His Majesty in Council may declare what date is to be treated as the date of the termination of the present war, and that the date so declared shall be as nearly as may be the date of the exchange or deposit of ratifications of the treaty or treaties of peace, and that His Majesty may also similarly declare what date is to be treated as the date of the termination of war between His Majesty and any particular State;

And whereas at Versailles on the twenty-eighth day of June, nineteen hundred and nineteen, a treaty of peace between the Allied and Associated Powers and Germany was signed on behalf of His Majesty;

And whereas by the said treaty of peace it was provided that a proces-verbal of the deposit of ratifications should be drawn up as soon as the treaty had been ratified by Germany on the one hand and by three of the principal Allied or Associated Powers on the other, and that from the date of the said proces-verbal the treaty would come into force between the high contracting parties who had ratified it;

And whereas the said treaty having been ratified by Germany and three of the principal Allied and Associated Powers, including His Majesty, such a proces-verbal as aforesaid has been drawn up dated the tenth day of January, nineteen hundred and twenty;

And whereas treaties of peace with other belligerents not having yet been ratified it is desirable to declare the date which is to be treated as the date of the termination of war with Germany before declaring the date which is to be treated as the date of the termination of the present war,—

Now, therefore, His Majesty, by and with the advice of His Privy Council, is pleased to Order, and it is hereby ordered, that the said tenth day of January shall be treated as the date of the termination of war between His Majesty and Germany.

(S'd) ALMERIC FITZROY.

*Vide Canada Gazette, Vol. 53, Extra, March 29th, 1920.*

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### TERMINATION OF WAR WITH AUSTRIA

AT THE COURT AT BUCKINGHAM PALACE, THE 22ND DAY OF  
JULY, 1920.

*Present:*

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL.

WHEREAS by the Termination of the Present War (Definition) Act, 1918, it is provided that His Majesty in Council may declare what date is to be treated as the date of the termination of the present war, and that the



date so declared shall be as nearly as may be the date of the exchange or deposit of ratifications of the treaty or treaties of peace, and that His Majesty may also similarly declare what date is to be treated as the date of the termination of war between His Majesty and any particular State;

And whereas at Saint Germain-en-Laye on the tenth day of September, nineteen hundred and nineteen, a treaty of peace between the Allied and Associated Powers and Austria was signed on behalf of His Majesty;

And whereas by the said treaty of peace it was provided that a proces-verbal of the deposit of ratifications should be drawn up as soon as the treaty had been ratified by Austria on the one hand and by three of the principal Allied or Associated Powers on the other, and that from the date of the said proces-verbal the treaty would come into force between the high contracting parties who had ratified it;

And whereas the said treaty having been ratified by Austria and three of the principal Allied or Associated Powers, including His Majesty, such a proces-verbal as aforesaid has been drawn up dated the sixteenth day of July, nineteen hundred and twenty;

And whereas treaties of peace with other belligerents not having yet been ratified it is desirable to declare the date which is to be treated as the date of the termination of the war with Austria before declaring the date which is to be treated as the date of the termination of the present war.

Now, therefore, His Majesty, by and with the advice and consent of His Privy Council, is pleased to order, and it is hereby ordered, that the said sixteenth day of July shall be treated as the date of the termination of war between His Majesty and Austria.

(S'd) ALMERIC FITZROY.

*Vide Canada Gazette*, Vol. 54, p. 740.

## TERMINATION OF WAR WITH BULGARIA

AT THE COURT AT BUCKINGHAM PALACE, THE 13TH DAY OF AUGUST, 1920.

*Present:*

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL

**W**HEREAS by the Termination of the Present War (Definition) Act, 1918, it is provided that His Majesty in Council may declare what date is to be treated as the date of the termination of the present war, and that the date so declared shall be as nearly as may be the date of the exchange or deposit of ratifications of the treaty or treaties of peace, and that His Majesty may also similarly declare what date is to be treated as the date of the termination of war between His Majesty and any particular State:

And whereas at Neuilly-sur-Seine, on the twenty-seventh day of November, nineteen hundred and nineteen, a treaty of peace between the Allied and Associated Powers and Bulgaria was signed on behalf of His Majesty;

And whereas by the said treaty of peace it was provided that a proces-verbal of the deposit of ratification should be drawn up as soon as the treaty had been ratified by Bulgaria on the one hand and by three of the principal Allied or Associated Powers on the other, and that from the date of the said proces-verbal the treaty would come into force between the high contracting parties who had ratified it:

And whereas the said treaty having been ratified by Bulgaria and three of the principal Allied or Associated Powers, including His Majesty, such a



proces-verbal as aforesaid has been drawn up, dated the ninth day of August, nineteen hundred and twenty:

And whereas treaties of peace with other belligerents not having yet been ratified it is desirable to declare the date which is to be treated as the date of the termination of war with Bulgaria before declaring the date which is to be treated as the date of the termination of the present war

Now, therefore, His Majesty, by and with the advice of His Privy Council, is pleased to order, and it is hereby ordered, that the said ninth day of August shall be treated as the date of the termination of war between His Majesty and Bulgaria.

(S'd) ALMERIC FITZROY.

*Vide Canada Gazette*, Vol. 54, p. 1140.

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## FRENCH CONVENTIONS TERMINATED

*(Extract from the London Gazette of the 4th May, 1920.)*

FOREIGN OFFICE,

April 26th, 1920.

NOTICE of denunciation of the Convention respecting Commercial relations between France and Canada, signed at Paris, September 19, 1907, and the Supplementary Convention also signed at Paris, January 23, 1909, was given by the French Government on September 10th, 1908, and was published in the *London Gazette* of October 15, 1918. Since the expiration of the period of denunciation the Conventions have remained in operation subject to three months' notice on either side. The Canadian Government having decided to terminate the two Conventions, notice to that effect was given to the French Government by His Majesty's Ambassador at Paris on March 19th last.

In accordance with this notice, the two Conventions will cease to have effect on June 19 next.

*Vide Canada Gazette*, Vol. 53, p. 4337.

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## CZECHO-SLOVAK CONSULS TO RECEIVE ESTATES OF DECEASED NATIONALS

8/9 GROSVENOR PLACE, S.W.I.,

21st February, 1921.

MY LORD,—The Consul of the Czecho-slovak Republic at Montreal, Canada, has informed my Government that a special notification must be made by His Majesty's Government to the Government of Canada to enable him to represent fully Czecho-slovak citizens in Canada with reference to their property.

I have the honour, therefore, to ask Your Lordship to be kind enough to inform the Government of Canada that according to the laws valid in the territory of the Czecho-slovak Republic, the Consuls of the Czecho-slovak abroad have powers of representing heirs and successors non-resident in Canada of Czecho-slovak citizens who have died in Canada. They have therefore power to take over from the Canadian authorities, Law Courts of Canada and from private persons, all removable property, papers, documents, monies, and claims which form bequests by Czecho-slovak citizens in Canada, and to take in charge

all late wills found among the papers and documents left by Czecho-slovak citizens who have died in Canada.

I have, etc.,

(S'd) DR. V. MASTNY.

The Right Honourable

The Earl Curzon of Kedleston, K.G., G.C.S.I.,  
Foreign Office, S.W.I.

*Vide Canada Gazette*, Vol. 54, p. 3959-60.

## MARITIME CONVENTIONS ACT, 1914

NOTICE of approval by His Majesty of the terms of the Bill intituled "An Act to amend the law relating to Merchant Shipping with a view to enable certain conventions to be carried into effect," chapter 13 of the Statutes of Canada, 1914, by Despatch dated June 23, 1913.

*Vide Canada Gazette*, Vol. 54, p. 4096.

## Secretary of State.

### TREATY OF PEACE (GERMANY) ORDER, 1920, AMENDED

*P.C. 2080—August 30, 1920*—Whereas the Secretary of State reports that difficulties have arisen in the application of section 24 of the Treaty of Peace (Germany) Order, 1920, and that it is expedient to amend the said section as hereinafter set out, the terms of the said amendment being consonant with the provisions of the Treaty of Peace;

Therefore His Excellency the Governor General in Council is pleased to order and it is hereby ordered as follows:—

Section 24 of the Treaty of Peace (Germany) Order, 1920, and the schedule of the said Order are hereby repealed and the following are substituted therefor:—

24. Enemy debts shall be paid to and by the Clearing Office and credited by the Clearing Office to the German Clearing Office in Canadian currency.

(2) Any enemy debt which is payable by contract, law or custom in pounds sterling or in marks shall be so paid and credited in Canadian currency at the rate of exchange defined in the Schedule to this Order, and any enemy debt which is payable by contract, law or custom in any currency other than Canadian which is not referred to in the said Schedule, shall be so paid and credited in Canadian currency at a rate of exchange equal to the average cable transfer rate prevailing in Canada during the month immediately preceding the commencement of the war.

(3) This section shall take effect as from the 14th day of April, 1920.

#### SCHEDULE.

One mark equals 23·866 cents.

One pound sterling equals 4·9061 dollars.

*Vide Canada Gazette*, Vol. 54, p. 862.

*P.C. 101—January 21, 1921*—Whereas the Acting Secretary of State reports that the Central Clearing Office, London, England, considers it necessary to retain, out of any moneys collected from the German Clearing Office on behalf of the Canadian Clearing Office, certain sums to cover risks, expenses or commissions, in accordance with paragraph 9 of the Annex to Article 296 of the Treaty of Peace with Germany, and that it is therefore expedient to amend section 9 of the Treaty of Peace (Germany) Order, 1920,—



Therefore His Excellency the Governor General in Council, on the recommendation of the Acting Secretary of State, is pleased to amend and doth hereby amend section 9 of the Treaty of Peace (Germany) Order, 1920, by striking out the words "the amount so credited" in the last line and adding thereto after the word "Creditor" the words "the amounts so credited less any amount retained by the Central Clearing Office to cover risks, expenses or commissions."

*Vide Canada Gazette, Vol. 54, p. 3286.*

## Interior

### REGULATIONS FOR BIRD SANCTUARIES

P.C. 1389—June 22, 1920—Whereas the Minister of the Interior reports that it is advisable to adopt regulations for the control and management of areas reserved as Bird Sanctuaries;

Therefore His Excellency the Governor General in Council, pursuant to the provisions of the Migratory Birds Convention Act, being Chapter 18, 7-8 George V, as amended by Chapter 29, 9-10 George V, is pleased to make the following Regulations for the control and management of areas reserved as Bird Sanctuaries and the same are hereby made and established accordingly.

#### SCHEDULE

1. Each area reserved or to be reserved pursuant to The Migratory Birds Convention Act, being Chapter 18, 7-8 George V, as amended by Chapter 29, 9-10 George V, in which the killing, capturing, taking, injuring, or molesting of migratory game, migratory insectivorous, or migratory non-game birds, or the taking, injuring, destruction, or molestation of their nests or eggs is prohibited, except as hereinafter provided, shall be and shall be known as a Bird Sanctuary.

2. In a bird sanctuary, the killing, capturing, taking, injuring, or molesting of migratory game, migratory insectivorous, or migratory non-game birds, or the taking, injuring, destruction or molestation of their nests or eggs is prohibited, except as hereinafter provided.

3. Bird sanctuaries shall, subject to the direction of the Minister of the Interior, be under the control and management of the Commissioner of Dominion Parks, or such person as the Minister may prescribe.

4. The use of any part of a bird sanctuary, vested in the Crown, is prohibited, except by permit, license, or lease issued by the Commissioner of Dominion Parks, or as may be permitted by grazing or other leases granted prior to the date hereof.

5. Subject to the provisions of the Migratory Birds Convention Act and Regulations made thereunder, the shooting of wild ducks and wild geese may be allowed in any year under permit from the Commissioner of Dominion Parks in such portions of a bird sanctuary and during such time as the Minister from time to time shall decide.

6. No person shall have in his possession, while within a bird sanctuary, any fire-arms, or any decoy, or other appliances of a kind used for the killing, capturing, or taking of migratory game, migratory insectivorous, or migratory non-game birds, without having first received permission from the Commissioner of Dominion Parks.

7. No person shall, without lawful excuse, have in his possession in a bird sancturay any migratory game, migratory insectivorous, or migratory non-game bird, or portion thereof, or the nest, or egg of any such bird.

8. Cats and dogs, found upon a bird sanctuary, may be destroyed by any game officer, and no person shall bring cats or dogs upon a bird sanctuary or allow them to run at large upon a bird sanctuary, except that sporting dogs may be brought upon a sanctuary, or portion of a sanctuary, where shooting is allowed by permit, during the open season for geese and ducks within such sanctuary.

*Vide Canada Gazette*, vol. 54, p. 11.

## Marine and Fisheries

### USE OF HOOP-NETS PERMITTED IN CERTAIN MANITOBA FISHERIES.

#### GASPEREAU FISHING IN TUSKET RIVER, NOVA SCOTIA.

*P.C. 1251—April 12, 1921*—Whereas the Fishery Regulations for the Province of Manitoba prohibit the use of hoop-nets;

And whereas the Minister of Marine and Fisheries reports that while hoop-nets should not be used in the waters of Manitoba generally, there is no objection to this method of fishing in Buffalo Bay at the head of the Lake of the Woods, a considerable portion of which Bay is in the Province of Manitoba; that hoop-net fishing is permissible in the adjoining portion of Buffalo Bay in the State of Minnesota, and also in adjacent waters of the Lake of the Woods in Ontario, and that coarse fish predominate in Buffalo Bay, and these can best be caught by hoop-nets;

That the responsible officers of the Department of Marine and Fisheries, who deal with the administration of the Fisheries, consequently recommend that the Fishery Regulations for Manitoba be amended so as to allow the use of hoop-nets in the Manitoba waters of Buffalo Bay, and that the annual fee attached thereto be \$10, which is the amount charged in adjacent Ontario waters;

And whereas the Minister of Marine and Fisheries further reports that subsection 15 of section 34, of the Special Fishery Regulations for the Province of Nova Scotia permits gaspereau fishing in the portion of Tusket River between Tusket Bridge and the head of Hatfield's Falls on Monday, Tuesday and Wednesday of each week only during the fishing season;

That the Chief Inspector of Fisheries for the district reports that under existing conditions gaspereau fishing may safely be extended in this portion of the river to four days per week, and recommends that the regulations be amended accordingly, and in this recommendation the above named officers of the Department of Marine and Fisheries join;

And whereas the Minister of Marine and Fisheries concurs in both these recommendations,—

Therefore His Excellency the Deputy Governor General in Council, on the recommendation of the Minister of Marine and Fisheries and under the authority of section 45 of The Fisheries Act, chapter 8 of the Statutes of 1914, is pleased to order and it is hereby ordered as follows:—

1. Section 7 of the Special Fishery Regulations for the Province of Manitoba, which were adopted by Order in Council of June 11, 1917, is hereby rescinded, and the following is substituted in lieu thereof:—

(7) Fishing with apparatus, other than gill-nets, dip-nets, baited hooks, or hoop-nets, or by angling, shall not be permitted.

2. The following section is hereby added to the said Fishery Regulations for the Province of Manitoba, immediately after section 27 thereof:—



*Buffalo Bay.*

(27a) The use of hoop-nets shall be permissible in fishing in Buffalo Bay, Lake of the Woods. The leader of a hoop-net shall not exceed eight rods in length. The fee on a hoop-net license shall be \$10.

3. Subsection 15 of section 34 of the Special Fishery Regulations for the Province of Nova Scotia, which subsection was adopted by Order in Council of April 15, 1920, is hereby rescinded and the following is substituted in lieu thereof:—

(15) Gaspereau fishing in the portion of Tusket River between Tusket Bridge and the head of Hatfield's Falls is permissible on Monday, Tuesday, Wednesday and Thursday of each week only.

*Vide Canada Gazette*, vol. 54, p. 4462.

## TROUT FISHING IN CERTAIN PORTIONS OF ALBERTA

*P.C. 1250—April 12, 1921*—Whereas the special fishery regulations for the Provinces of Alberta and Saskatchewan provide that, so far as sport fishing is concerned in the southern portion of Alberta, the close season for trout, other than lake trout, or grayling, is from October 16 in each year to June 14 following, both days inclusive;

And whereas the Minister of Marine and Fisheries reports that the Calgary Anglers Association urgently request that this season be changed so as to allow fishing to begin on the 24th of May, instead of the 15th of June, but to end on September 30 instead of October 15;

That Cutthroat trout spawn in the spring while grayling spawn in the fall, and investigation indicates that the trout spawning season is practically over by the 24th of May and that the grayling are in a spawning condition after the 1st of October;

That in the circumstances the responsible officers of the Department of Marine and Fisheries who deal with the administration of the fisheries recommend that the season be changed as requested, in which recommendation the Minister concurs,—

Therefore His Excellency the Deputy Governor General in Council, on the recommendation of the Minister of Marine and Fisheries and under the authority of section 45 of The Fisheries Act, chapter 8 of the Statutes of 1914, is pleased to order and it is hereby ordered as follows:—

Paragraph (a) of section 32 of the Special Fishery Regulations for the Provinces of Saskatchewan and Alberta, which paragraph was adopted by Order in Council of 27th April, 1917, is hereby rescinded and the following is substituted in lieu thereof:—

“32. (a) In waters in that portion of Alberta northward from the International Boundary Line to and including the Bow River and its tributaries, no one shall fish for, catch or kill any trout (other than lake trout), or grayling (Rocky Mountain whitefish), from the first day of October in each year to the 23rd day of May following, both days inclusive.”

*Vide Canada Gazette*, vol. 54, p. 4446.

## GRADES FOR PICKLED HERRING

*P.C. 1249—April 12, 1921*—Whereas section 31 of the Regulations made by Order in Council of the 18th of August, 1920, under authority of The Fish Inspection Act, 4-5 George V, chapter 45, as amended by 10-11 George V, chapter 48, defines the size of large or No. 1 herring as not less than eleven inches, and that of medium or No. 2 herring as not less than nine inches and not more

than ten inches, and consequently, all herring with a length falling between the minimum for No. 1 and the maximum for No. 2 are left unclassified;

And whereas the Minister of Marine and Fisheries reports that the responsible officers of the Department of Marine and Fisheries who deal with the administration of the Fisheries recommend that this regulation be amended so as to include in No. 2 herring those measuring from nine inches up to eleven inches in length; in which recommendation the Minister concurs,—

Therefore His Excellency the Deputy Governor General in Council, on the recommendation of the Minister of Marine and Fisheries, and under the authority of section 6 of the above mentioned Act, is pleased to order and it is hereby ordered as follows:—

Section 31 of the aforementioned regulation is hereby rescinded, and the following substituted in lieu thereof:—

31. The grades for pickled herring shall be large or No. 1, consisting of sound fish of good quality and measuring not less than eleven inches from the extremity of the head to where the flesh and tail fin meet. Medium or No. 2 consisting of sound fish of good quality and measuring not less than nine inches and not more than eleven inches from the extremity of the head to where the flesh and tail fin meet. Small or No. 3, consisting of sound fish of good quality and measuring not less than seven inches and not more than nine inches, from the extremity of the head to where the flesh and tail fin meet.

*Vide Canada Gazette*, Vol. 54, p. 4461.

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### SPECKLED TROUT FISHING IN QUEBEC

*P.C. 1320—April 16, 1921*—Whereas paragraph (a) of subsection 2 of section 21 of the Special Fishery Regulations for the Province of Quebec, which were adopted by Order in Council of the 12th September, 1907, prohibits fishing for speckled trout (*salvelinus fontinalis*) from the 1st day of October to the 30th day of April, in each year, both days inclusive;

And whereas the regulations further prohibit fishing through the ice, but this year the ice has gone out of the lakes of the Province earlier than usual, and as speckled trout are in excellent condition at this season of the year, there is no objection to fishing therefor by the usual means in open water;

And whereas those interested in angling have urged that fishing for trout be allowed this year beginning on the 15th instant; the Provincial Department of Colonization, Mines and Fisheries in Quebec recommends that such permission be granted, and in this recommendation, the responsible officers of the Department of Marine and Fisheries dealing with the administration of the fisheries, join,—

Therefore His Excellency the Deputy Governor General in Council, on the recommendation of the Minister of Marine and Fisheries and under the authority of section 45 of The Fisheries Act, chapter 8 of the Statutes of 1914, is pleased to order that paragraph (a) of subsection 2 of section 21 of the said Fishery Regulations for the Province of Quebec shall be and the same is hereby amended so as to allow fishing for speckled trout (*salvelinus fontinalis*) for the present year only to begin on the fifteenth April instead of on the first May.

*Vide Canada Gazette*, Vol. 54, p. 4461.

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### PERMITS TO FISH IN NAVIGABLE TIDAL WATERS AND NAVIGABLE RIVERS IN QUEBEC

*P.C. 1362—April 20, 1921*.—Whereas by Order in Council of the 26th January, 1921, amending the Special Fishery Regulations for the Province of



Quebec, it is provided that fishing without a license from the Minister of Marine and Fisheries is prohibited:—

- (a) In the tidal waters of the Province of Quebec, and
- (b) In the non-tidal waters and streams of the Province of Quebec, which are navigable and accessible by way of navigation from the sea;

And whereas the Minister of Marine and Fisheries reports after further consultation with the Department of Justice, it is considered well to modify the wording of the regulation so as to make it quite clear that such licenses for fishing will not be required beyond the portions of the streams that are navigable and accessible by way of navigation from the sea,—

Therefore His Excellency the Deputy Governor General in Council, on the recommendation of the Minister of Marine and Fisheries, is pleased to order and it is hereby ordered that section 9 of the Special Fishery Regulations for the Province of Quebec, which section was adopted by Order in Council of the 26th January, 1921, be rescinded and that the following be substituted in lieu thereof:—

*Section 9—Leases and Licenses*

Fishing by means of nets, weirs, engines or other apparatus, or contrivances of any kind, whether fixed to the soil or not, is prohibited except under license or permit from the Minister of Marine and Fisheries:—

- (a) in the navigable tidal waters of the Province of Quebec;
- (b) in those portions of the rivers and streams of the Province of Quebec which, whether tidal or not, are navigable and accessible by way of navigation from the sea.

*Vide Canada Gazette*, Vol. 54, p. 4602.

## SHAD FISHING IN BAY OF FUNDY AND TRIBUTARY WATERS

*P.C. 1466—April 30, 1921.*—Whereas by Order in Council of February 28, 1918, shad fishery regulations for the Maritime Provinces were adopted; one of said regulations providing a fishing season for shad from March 1 to August 15, in each year, both days inclusive, and another providing an entire closure of shad fishing in the Bay of Fundy waters and waters tributary thereto for a period of four years from March 1, 1918. The object of this latter regulation being to enable the shad fisheries of the Bay of Fundy district, which were then in a seriously depleted condition, to be built up;

And whereas the information before the Minister of Marine and Fisheries indicates that there has been such an increase in the number of shad frequenting these waters since the close season was adopted that a limited amount of fishing may safely be allowed this year and the responsible officers of the Department of Marine and Fisheries dealing with the administration of the fisheries recommend that shad fishing in the said waters be permitted this year from May 16 to June 20, both days inclusive.

Therefore His Excellency the Deputy Governor General in Council, on the recommendation of the Minister of Marine and Fisheries and under the authority of Section 45 of the Fisheries Act, Chapter 8 of the Statutes of 1914, is pleased to order that the Shad Fishery Regulations established by Order in Council of the 28th of February, 1918, shall be and the same are hereby amended so as to permit fishing for shad in the Bay of Fundy and its tributary bays and in the waters tributary to the Bay of Fundy and its tributary bays from May 16 to June 20 of this year, both days inclusive.

*Vide Canada Gazette*, Vol. 54, p. 4848.

## SPECIAL FISHERIES REGULATIONS OF ONTARIO AMENDED

*P.C. 1495—April 30, 1921*—Whereas the Minister of Marine and Fisheries reports that Minister of Game and Fisheries for Ontario, who administers the Fisheries in that Province has recommended that certain changes be made in the Special Fishery Regulations applicable to that Province:

Now therefore His Excellency the Deputy Governor General in Council, on the recommendation of the Minister of Marine and Fisheries and under the authority of section 45 of The Fisheries Act, chapter 8, 4-5 George V, is pleased to order that the Special Fisheries Regulations for the Province of Ontario, which were adopted by Order in Council of 29th October, 1915, be and the same are hereby amended as follows; the changes being in accordance with the recommendations of the Minister of Game and Fisheries for Ontario, viz.:

1. Paragraph (b) of section 3 of the said Regulations is rescinded and the following is substituted in lieu thereof,—

"(b) No one shall fish for, catch or kill any large-mouthed or small-mouthed black bass from the first day of January to the fifteenth day of June in each year, both days inclusive, provided that the close season for black bass in the waters of the west end of Lake Erie west of a line drawn due south from Point Pelee to the International Boundary, shall be from the twenty-fourth day of May to the fifteenth day of July in each year, both days inclusive, and provided further that in the waters west of the boundary line between the Districts of Algoma and Thunder Bay, the close season for black bass shall be from January first to June thirtieth in each year, both days inclusive."

2. Paragraph (a) of section 6 of the said Regulations is amended by adding thereto the following proviso:—

"Provided that in the portion of Lake Erie eastward of 80° 30' West Longitude, herring nets now in possession of the licensees, and having meshes not less than two and three-quarter inches extension measure when in use, may be permitted until December thirty-first, 1922.

3. The second paragraph of subsection (a) of section 7 of the said regulations, which paragraph was adopted by Order in Council of May 13, 1916, is rescinded, and the following is substituted in lieu thereof:

"In the other waters of the province to the southward of but not including French River, Lake Nipissing, and Mattawa River, no one shall fish for, catch or kill any pickerel (dore) from the first to the thirtieth day of April, in each year, both days inclusive, and in the other waters of the province to the north and northwest of and including the said French River, Lake Nipissing and Mattawa River, no one shall fish for, catch or kill any pickerel (dore) from the fifteenth day of April to the fifteenth day of May in each year, both days inclusive."

4. Paragraph (d) of section 8 of the said regulations is rescinded and the following is substituted in lieu thereof:

"(d) No one shall set or place nets other than hoop-nets, dip-nets or roll-nets, in any river or creek, or within five hundred yards of either side of the entrance thereto, provided that this prohibition shall not apply to carp and sucker fishing."

5. The following paragraphs are added to said section 8 of the said regulations:

"(h) No one shall fish for, catch or kill any small-mouthed black bass in Fox Lake and Smith Lake, District of Kenora, from the first of May, 1921, to June thirtieth, 1924, both days inclusive, excepting for purposes of fish culture and then only under the authority of a permit from a duly authorized officer of the Provincial Government."

"(i) In fishing no one shall use a gill-net of greater depth or vertical width than thirty-six meshes."

6. Paragraphs (3) and (4) of subsection (b) of section 13 of the said regulations which paragraphs were adopted by Order in Council of October 12, 1918, are rescinded and the following is substituted in lieu thereof:

"(3) In all the waters of the Province other than those specified in paragraphs (1) and (2) of this subsection, no one shall fish for, catch or kill any whitefish or salmon trout from October twentieth to November thirtieth in each year, both days inclusive."

*Vide Canada Gazette*, vol. 54, p. 4849.



# ADDRESSES RESPECTING AMENDMENTS TO BRITISH NORTH AMERICA ACT, 1867

## ESTABLISHMENT OF PROVINCES IN THE DOMINION OF CANADA

To the Queen's Most Excellent Majesty:

Most Gracious Sovereign:

We, Your Majesty's most dutiful and loyal subjects, the Senate and Commons of Canada, in Parliament assembled, humbly beg leave to approach Your Majesty for the purpose of representing:—

That by a Despatch transmitted to this House for its information by His Excellency the Governor General on the 28th of February last, together with the Minute of a Committee of the Honourable the Privy Council, approved by His Excellency the Governor General in Council on the 27th day of February last, we learn that the draft of a Bill has been prepared, with a view to its submission to the Imperial Parliament, in the following words, that is to say:—

"Whereas doubts have been entertained respecting the powers of the Parliament of Canada 'to establish Provinces in Territories admitted, or which may hereafter be admitted into the Dominion of Canada, and to provide for the representation of such Provinces in the said Parliament, and it is expedient to remove such doubts and to vest such powers in the said Parliament."

"Be it enacted, etc.

"1. This Act may be cited for all purposes as the British North America Act, 1871.

"2. The following Acts passed by the said Parliament of Canada, and intituled respectively 'An Act for the Temporary Government of Rupert's Land and the North Western Territory "when united with Canada," and, an 'Act to amend and continue the Act 32 and 33 Vic., cap. 3, "and to establish and provide for the Government of the Province of Manitoba,' shall be and "be deemed to have been valid and effectual for all purposes whatsoever from the date at which "they respectively received the assent of the Governor General of the said Dominion of Canada.

"3. The Parliament of Canada may, from time to time, establish new Provinces in the "Territories admitted to be part of the said Dominion by an Order in Council of the 23rd June, "1870, or in any other Territories which may hereafter be admitted into and form part of the "said Dominion; and the said Parliament may, at the time of such establishment, make pro- "vision for the Administration of any such Provinces, and for the passing of Laws for the peace, "order, and good government thereof, and for the representation of such Provinces, or any of "them in the said Parliament of Canada."

"4. The Parliament of Canada may, from time to time, with the consent of the Legislature "of any Province, now or at any time hereafter forming part of the said Dominion, increase, "diminish, or otherwise alter the limits of such Province upon such terms and conditions as may "be agreed to by the said Provincial Legislature.

"5. The Parliament of Canada may, with the like consent, withdraw from any Province "any part of the Territory comprised therein, and make Laws for the Administration, peace, "order and good government of the Territory so withdrawn until it is established as a Province, "or until it is included within some other Province; and may with the like consent, make such "provision as to the said Parliament shall seem expedient, relating to the effect and operation "of any such withdrawal of Territory with respect to the Province from which such Territory "shall have been withdrawn.

"6. The Act of the Parliament of Canada, secondly mentioned in the second clause of "this Act, in so far as it relates to the Province of Manitoba, and any Act of the said Parliament "hereafter establishing a Province as aforesaid, shall have effect as if it had been enacted by the "Parliament of the United Kingdom of Great Britain and Ireland, subject always to the right "of the Legislature of Manitoba from time to time to alter the provisions of the Act secondly "mentioned in the said clause, as respects the qualification of Electors and Members of the "Legislative Assembly, and to make Laws respecting Elections."

We, therefore, most humbly pray that Your Majesty will be graciously pleased to cause a measure embodying the provisions contained in the said proposed Bill to be submitted to the Imperial Parliament.

(Journals, House of Commons, 1871, p. 293; Journals, Senate, p. 154.)

## REPRESENTATION OF THE TERRITORIES

To the Queen's Most Excellent Majesty:

Most Gracious Sovereign:

We, Your Majesty's most dutiful and loyal subjects the Senate and Commons of Canada in Parliament assembled, humbly approach Your Majesty

for the purpose of representing that for the good government of the several Territories forming part of the Dominion of Canada, and not included within any Province thereof, it is expedient that provision should be made for their representation in the Parliament of Canada, and praying that Your Majesty may be graciously pleased to cause a measure to be laid before the Imperial Parliament to empower the Parliament of Canada, from time to time, to make provision for such representation.

All which we humbly pray Your Majesty to take into your favourable and gracious consideration.

(Journals, House of Commons, 1886, p. 182; Journals, Senate, p. 137.)

#### PROVINCIAL SUBSIDIES INCREASED.

To the King's Most Excellent Majesty:

Most Gracious Sovereign:

We, Your Majesty's most dutiful and loyal subjects, the Senate and Commons of Canada, in Parliament assembled, humbly approach Your Majesty for the purpose of representing that it is expedient to amend the scale of payments authorized under Section 118 of the Act of the Parliament of the United Kingdom of Great Britain and Ireland, commonly called the British North America Act, 1867, to be made by Canada to the several Provinces of the Dominion for the support of their Governments and Legislatures by providing that—

A. Instead of the amounts now paid, the sums hereafter payable yearly by Canada to the several Provinces for the support of their Governments and Legislatures, to be according to population, and as follows:—

(a) When the population of the Province is under 150,000.....	\$100,000
(b) Where the population of the Province is 150,000, but does not exceed 200,000.....	150,000
(c) Where the population of the Province is 200,000, but does not exceed 400,000.....	180,000
(d) Where the population of the Province is 400,000, but does not exceed 800,000.....	190,000
(e) Where the population of the Province is 800,000, but does not exceed 1,500,000.....	220,000
(f) Where the population of the Province exceeds 1,500,000.....	240,000

B. Instead of an annual grant per head of population now allowed, the annual payment hereafter to be at the same rate of eighty cents per head, but on the population of each Province, as ascertained from time to time by the last decennial census (or, in the case of the Provinces of Manitoba, Saskatchewan and Alberta, respectively, by the last quinquennial census or statutory estimate), until such population exceeds 2,500,000, and at the rate of sixty cents per head for so much of said population as may exceed 2,500,000.

C. An additional allowance to the extent of One hundred thousand dollars annually be paid for ten years to the Province of British Columbia.

D. Nothing herein contained shall in any way supersede or affect the terms special to any particular Province upon which such Province became part of the Dominion of Canada or the right of any Province to payment of any special grant heretofore made by the Parliament of Canada to any Province for any special purpose in such grant expressed.

We pray that Your Majesty may be graciously pleased to cause a measure to be laid before the Imperial Parliament at its present Session, repealing the provisions of Section 118 of the British North America Act, 1867, aforesaid, and substituting therefor the scale of payments above set forth, which shall be a final and unalterable settlement of the amounts to be paid yearly to the several Provinces of the Dominion for their local purposes and the support of their Governments and Legislatures.



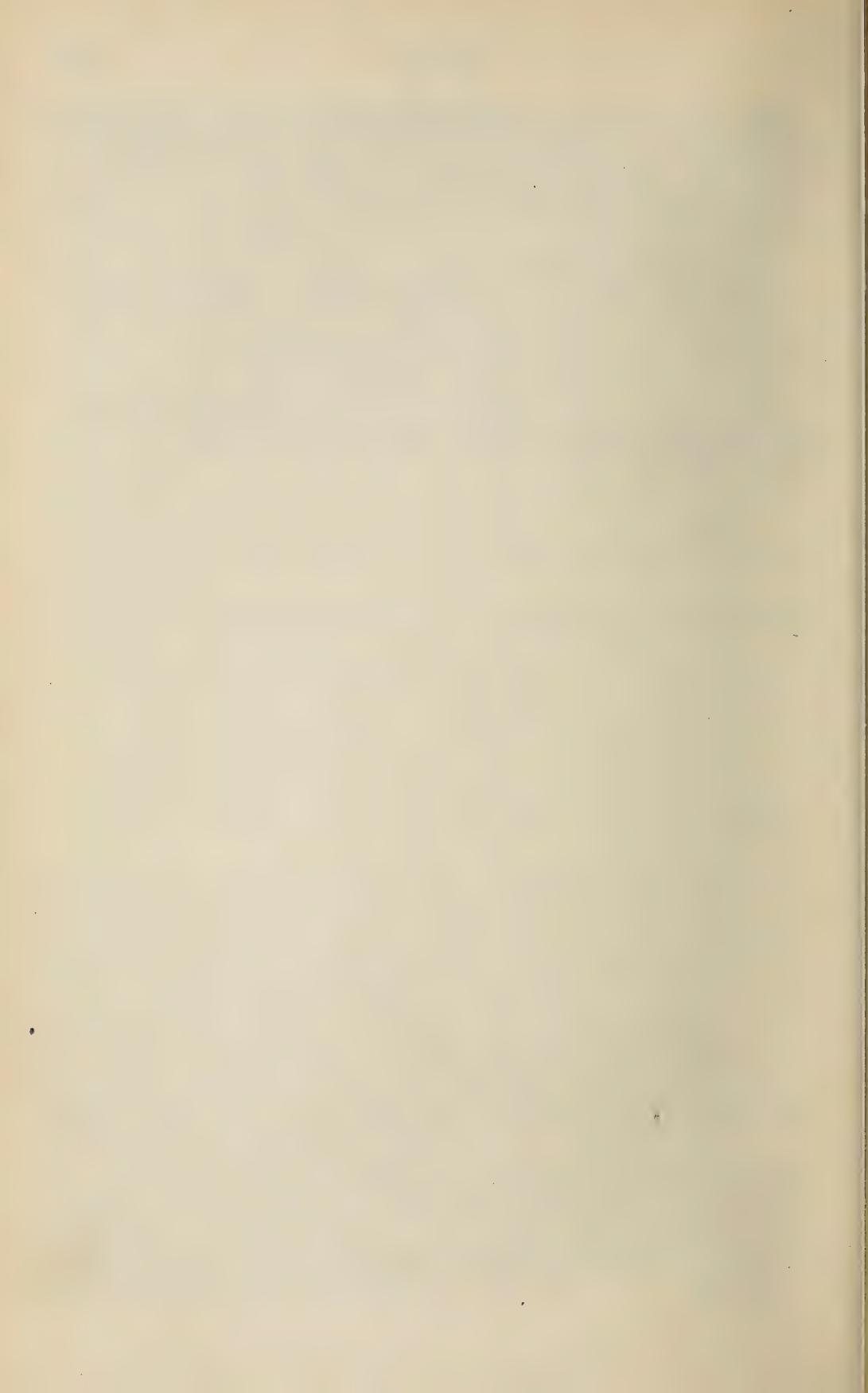
Such grants shall be paid half-yearly in advance, to each Province; but, the Government of Canada shall deduct from such grants, as against any Province, all sums chargeable as interest on the public debt of that Province in excess of the several amounts stipulated in the said Act.

All of which we humbly pray Your Majesty to take into your favourable and gracious consideration.

(Journals, House of Commons, 1906-7, pp. 346, 512-516; Journals, Senate, pp. 276, 376, 384-385.)

NOTE.—*Joint addresses of the Senate and House of Commons respecting amendments of the B.N.A. Act as to the number of Senators and Members, and the extension of duration of the 12th Parliament, were included in the prefix to the Statutes of 1916, pp. cxlv-vii; and the Joint Address in regard to Extra-territorial jurisdiction was included in the prefix to the Statutes of 1920, p. liv.*

There was no Address asking for *The Parliament of Canada Act, 1875*, amending the B.N.A. Act as regards the privileges and powers of the Senate and House, and the members thereof. For a discussion of this matter, see Hansard, 1876, page 1140.





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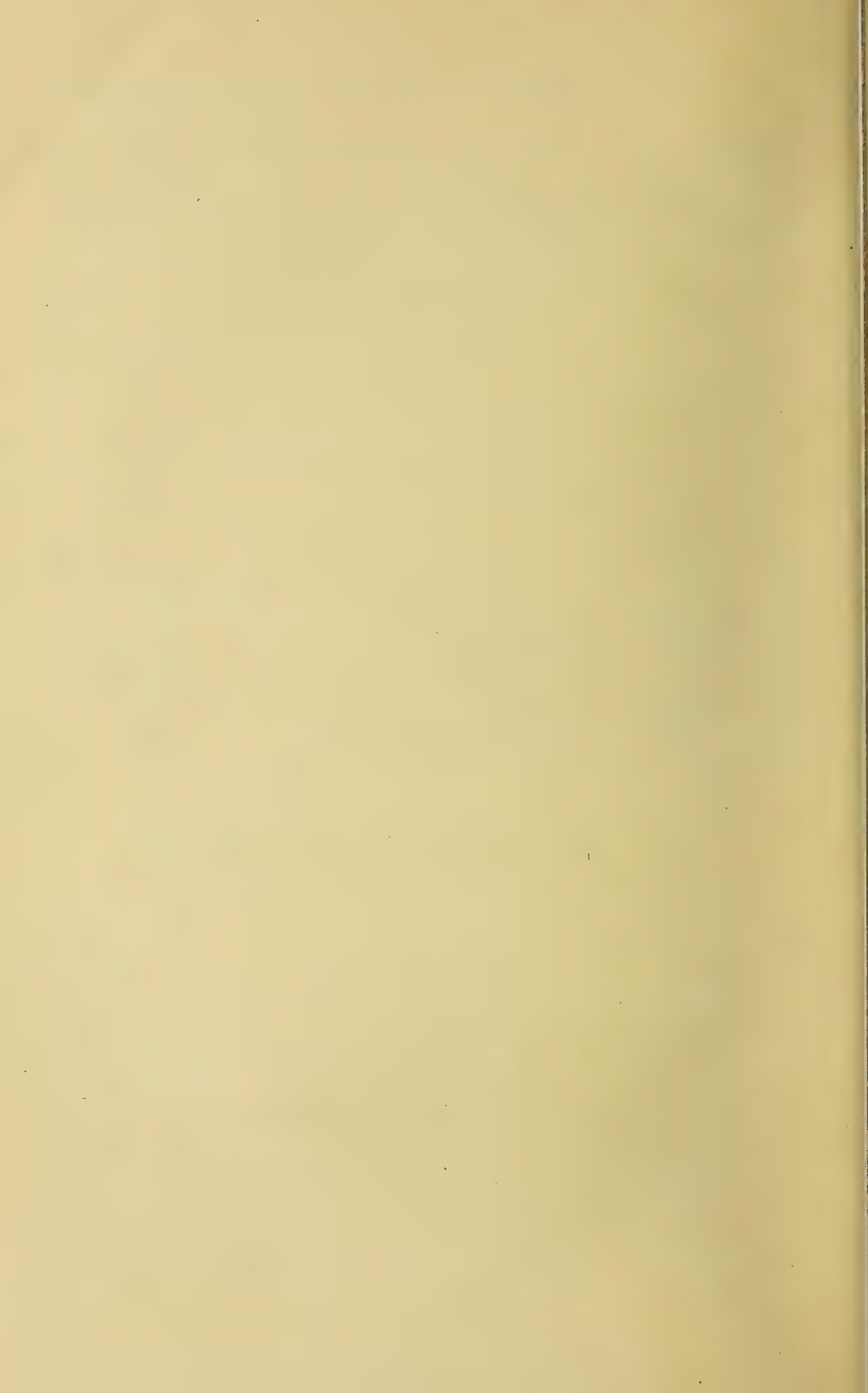
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# PROCLAMATIONS OF CANADA, 1907-1921 (JUNE).

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Edmonton, Alta.....	5 Nov., 1914..	Vol. 48, p. 1380	1915, p. clxxx.
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SUBJECT.	DATE OF PROCLAMATION.	CANADA GAZETTE.	ANNUAL STATUTES.
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ACTS  
OF THE  
PARLIAMENT  
OF THE  
DOMINION OF CANADA

PASSED IN THE SESSION HELD IN THE  
ELEVENTH AND TWELFTH YEARS OF THE REIGN OF HIS MAJESTY

KING GEORGE V

BEING THE  
FIFTH SESSION OF THE THIRTEENTH PARLIAMENT

Begun and holden at Ottawa, on the Fourteenth day of February, 1921, and closed  
by Prorogation on the Fourth day of June, 1921.



HIS EXCELLENCY THE MOST NOBLE  
VICTOR CHRISTIAN WILLIAM, DUKE OF DEVONSHIRE  
GOVERNOR GENERAL

VOL. I  
PUBLIC GENERAL ACTS

OTTAWA  
PRINTED BY THOMAS MULVEY  
LAW PRINTER TO THE KING'S MOST EXCELLENT MAJESTY  
ANNO DOMINI 1921





## 11-12 GEORGE V.

### CHAP. 1.

#### An Act to amend the Dominion Elections Act.

[Assented to 3rd March, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1920, c. 46.

1. The *Dominion Elections Act* is amended by adding to section 101 thereof the following subsection:—

“(4) For the purpose of the vote on a question submitted under the *Canada Temperance Act* directed by His Majesty’s Proclamation dated the fourth day of June, 1920, to be taken in the province of Ontario on the eighteenth day of April 1921, the following provisions shall have effect:—

Ontario  
Canada  
Temperance  
Act Vote.  
R.S., c. 152.

“(a) Subject as hereinafter provided, the voters lists shall be the lists of voters as finally revised and completed for the last election of a member to serve in the Legislative Assembly of the Province of Ontario, either at the general election held in the month of October, 1919, or, if a by-election has been held since the said general election and before this section comes into force, then at such by-election.

Lists of  
voters.

“(b) The said lists shall, subject to section 63 of this Act, be used in rural polling divisions without revision, but in urban polling divisions shall be revised as directed by Rules 11 to 20 inclusive of Schedule A to section 32 as if they were lists prepared by registrars, subject as follows:

Revision.

“(i) The returning officer shall obtain from the legal custodian of the provincial lists for urban polling divisions two copies thereof and if such legal custodian cannot supply to others on their demand at least two additional copies of any portion or portions of such lists, the returning officer shall cause two additional copies of such portion or portions to be prepared, and shall at all reasonable times permit the same to be inspected at his office and extracts to be taken therefrom.

“(ii) The revising officer shall not be required to prepare copies of the lists as revised by him, but shall, not later than the twelfth day before polling day, deliver or mail to the returning officer two copies of a statement of the additions to and changes in the provincial lists made by him, and shall deliver or send to each deputy returning officer as required by Rule 20 of Schedule A to section 32, one duly certified complete list for his polling division, such list being the provincial list corrected and initialled as required by Rule 15 of the said Schedule, and an additional list of the names added thereto upon the revision.

Lists for  
Aylmer and  
Peterborough.

“(c) In the town of Aylmer and in the city of Peterborough the voters lists shall be the lists of voters as finally revised and completed for the last election of a member to serve in the House of Commons of Canada in the electoral districts of East Elgin and West Peterborough respectively; four copies of each of the said lists shall be furnished by the Chief Electoral Officer to the returning officers for the electoral districts in which the said town and city are respectively situate, and the said returning officers shall respectively furnish two copies thereof to the revising officers for the said city and town. The said copies shall be corrected by the revising officers, who shall deliver or send to each deputy returning officer, as required by Rule 20 of Schedule A to section 32, one corrected copy of the list for his polling division, and send the other corrected copy to the returning officer not later than the twelfth day before polling day.

Transfer  
certificates  
and  
certificates  
to vote at  
advance  
polls.

“(d) Certificates to deputy returning officers, poll clerks and agents in Form 28 in Schedule 1 to this Act and certificates to electors entitled to vote at advance polls in Form 53 in the said Schedule, the said forms being varied as the case requires, shall be issuable by the returning officer.

Residence  
qualification.

“(e) Notwithstanding the provisions of paragraph (c) of subsection 1 of section 29, every person otherwise qualified to vote and not disqualified from voting shall be entitled to vote if he has ordinarily resided in Canada for twelve months and in the province of Ontario for two months before the first day of February, 1921.

Opening and  
closing of  
polls.

“(f) Polls in urban polling divisions shall be opened at eight o'clock in the forenoon and shall remain open until six o'clock in the afternoon.

“(g) In lieu of the provisions of section 52 of the *Dominion Elections Act*, the following provisions shall apply:—

“(i).



- “(i) The deputy returning officer, the poll clerk, one or other alternately, of the two agents or electors representing the persons interested in promoting an affirmative, and one or other alternately, of the agents or electors representing those interested in promoting a negative answer to the question submitted, and no others, shall be permitted to remain in the room where the votes are given during the time the poll remains open. Who may remain in poll.
- “(ii) On behalf of the persons interested in promoting an affirmative answer to the question submitted, the Dominion Alliance (Ontario Branch) and the Ontario Referendum Committee jointly shall be entitled to appoint the agents aforesaid, and every such appointment shall be made in writing by such person in each electoral district as may be notified to the returning officer jointly by the secretaries of the Dominion Alliance (Ontario Branch) and the Ontario Referendum Committee respectively; on behalf of the persons interested in promoting a negative answer to the question submitted, the Citizens’ Liberty League shall be entitled to appoint the agents aforesaid, and every such appointment shall be made in writing by such person in each electoral district as may be notified to the returning officer by the secretary of the Citizens’ Liberty League aforesaid. Appointments of agents.
- “(iii) The names of the secretaries of the Dominion Alliance (Ontario Branch), the Ontario Referendum Committee or the Citizens’ Liberty League shall be notified to the Chief Electoral Officer, who shall advise the returning officers thereof, and notifications of the persons in each electoral district authorized to appoint agents may thereafter be given by such secretaries. Names of secretaries to be notified to Chief Electoral Officer.
- “(iv) If only one agent is appointed under the provisions of the preceding subsections to act at any poll on behalf either of the persons interested in promoting an affirmative or of those interested in promoting a negative answer to the question submitted, such agent may select an elector to act and alternate with him, and if no agents are so appointed to act at any poll, any two electors may act as agents at such poll on behalf of those interested in promoting either an affirmative or a negative answer to such question, as the case may be, provided that an agent appointed as hereinbefore mentioned may at any time during the poll substitute himself for either or both of the electors who have, in the absence of any agent, undertaken to act. Selection of electors as agents.

“(v)

Oath.

“(v) Every agent or elector acting under the provisions hereinbefore contained shall, on being admitted to the polling station, take an oath to keep secret the answer made to the question submitted by any voter who has marked his ballot paper in his presence.”

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King's most Excellent Majesty.

## 11-12 GEORGE V.

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### CHAP. 2.

An Act for granting to His Majesty certain sums of money for the public service of the financial year ending the 31st March, 1922.

[Assented to 15th April, 1921.]

MOST GRACIOUS SOVEREIGN,

**W**HEREAS it appears by messages from His Excellency the Most Noble Victor Christian William, Duke of Devonshire, etc., etc., Governor General of Canada, and the estimates accompanying the said messages, that the sums hereinafter mentioned are required to defray certain expenses of the public service of Canada, not otherwise provided for, for the financial year ending the thirty-first day of March, one thousand nine hundred and twenty-two, and for other purposes connected with the public service: May it therefore please Your Majesty that it may be enacted, and be it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, that:—

Preamble.

**1.** This Act may be cited as *The Appropriation Act*, Short title. No. 1, 1921.

**2.** From and out of the Consolidated Revenue Fund there may be paid and applied a sum not exceeding in the whole sixty-nine million, nine hundred and thirty-seven thousand, two hundred and three dollars and seventy cents towards defraying the several charges and expenses of the public service, from the first day of April, one thousand nine hundred and twenty-one, to the thirty-first day of March, one thousand nine hundred and twenty-two, not otherwise provided for, and being one-sixth of the amount of each of the several items to be voted, set forth in the Estimates for the fiscal year ending the thirty-first day of March, one thousand nine hundred and twenty-two, as laid before the House of Commons at the present session of Parliament.

\$69,937,203.70  
granted for  
1921-22.



\$1,562,500.00  
granted for  
1921-22.

**3.** From and out of the Consolidated Revenue Fund there may be paid and applied a sum not exceeding in the whole one million, five hundred and sixty-two thousand, five hundred dollars towards defraying the several charges and expenses of the public service, from the first day of April, one thousand nine hundred and twenty-one, to the thirty-first day of March, one thousand nine hundred and twenty-two, not otherwise provided for, and being one-sixth of the amount of the item for a provisional bonus allowance for the inside and outside services of the Civil Service set forth in the Supplementary Estimate for the fiscal year ending the thirty-first day of March, one thousand nine hundred and twenty-two, as laid before the House of Commons at the present session of Parliament.

Account to  
be rendered  
in detail.

**4.** A detailed account of the sums expended under the authority of this Act shall be laid before the House of Commons of Canada during the first fifteen days of the then next session of Parliament.

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King's most Excellent Majesty.

# 11-12 GEORGE V.

## CHAP. 3.

### An Act to amend the Exchequer Court Act.

[Assented to 15th April, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S. c. 140;  
1907, c. 15;  
1908, c. 27;  
1909, c. 12;  
1910, c. 19;  
1912, c. 21;  
1913, c. 17;  
1916, c. 16;  
1917, c. 23;  
1919 (2 Sess.)  
c. 14;  
1920, c. 26.

**1.** The *Exchequer Court Act*, chapter one hundred and forty of the Revised Statutes of Canada, 1906, is amended by adding the following section immediately after section 23A thereof:—

Commissioner  
of Patents  
may appear  
by counsel.

“**23B.** (1) The Commissioner of Patents shall be entitled to appear on behalf of the Crown and as representing the interests of the public and be heard by counsel on the hearing of any such appeal.

Appeal to  
Supreme  
Court.

(2) The Commissioner of Patents acting in the said capacity shall be entitled to appeal to the Supreme Court of Canada from the judgment of the Exchequer Court of Canada in any such appeal by filing within thirty days from the day upon which such judgment was given, with the registrar of the Supreme Court of Canada, a notice stating that the Commissioner of Patents is dissatisfied with such judgment, and such notice shall be in lieu of a deposit by way of security for costs.

Existing  
practice to  
apply.

(3) The further proceedings in the said appeal shall be governed by the existing practice relating to appeals from judgments of the Exchequer Court.”





## 11-12 GEORGE V.

### CHAP. 4.

An Act to define Canadian Nationals and to provide for the Renunciation of Canadian Nationality.

[Assented to 3rd May, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The following persons are Canadian Nationals, viz:— Canadian Nationals defined.
- (a) any British subject who is a Canadian citizen within the meaning of *The Immigration Act*, chapter twenty-seven of the statutes of 1910, as heretofore amended;
  - (b) the wife of any such citizen;
  - (c) any person born out of Canada, whose father was a Canadian National at the time of that person's birth, or with regard to persons born before the passing of this Act, any person whose father at the time of such birth, possessed all the qualifications of a Canadian National, as defined in this Act.

2. (a) Any person who by reason of his having been born in Canada is a Canadian National, but who at his birth or during his minority became under the law of the United Kingdom or of any self-governing Dominion of the British Empire, a national also of that Kingdom or Dominion, and is still such a national, and, Declaration renouncing Canadian nationality.

(b) any person who though born out of Canada is a Canadian National;  
may, if of full age and not under disability, make a declaration, renouncing his Canadian nationality. Such declaration may be made before a notary public or other person authorized to administer oaths in the locality in which the declaration is made, and may be in the form set out in the schedule to this Act. The declarant shall transmit his declaration to the Secretary of State of Canada and upon the Secretary of State being satisfied of the sufficiency of the declaration and that it has been duly executed, it shall be filed of record, whereupon the declarant shall

cease to be a Canadian National, and a certified copy of the declaration shall be forwarded to the declarant with an endorsement thereon that the original declaration has been filed of record.

### SCHEDULE.

#### Declaration of Renunciation of Canadian Nationality.

I, ..... of the  
 ..... of ..... in  
 the ..... of .....  
 do hereby declare:

1. That I am a Canadian National within the definition of *An Act to define Canadian Nationals and to provide for the Renunciation of Canadian Nationality*, being chapter four of the Statutes of 1921, by reason of the fact that.....

2. That I am also a National of .....  
 by reason of the fact that.....

3. That I am of the full age of twenty-one years and under no disability.

4. That I hereby renounce my Canadian nationality and declare that it is my desire to be considered and treated as a National of.....

Made and subscribed before me at the

..... of.....

in the..... of

.....

this..... day of.....

19....

*A Notary Public or other person authorized to administer  
 oaths.*

## 11-12 GEORGE V.

### CHAP. 5.

#### An Act concerning the Canadian Wheat Board.

[Assented to 3rd May, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The creation of the Canadian Wheat Board by the Governor in Council under the provisions of the Order in Council, of the thirty-first day of July, one thousand nine hundred and nineteen (P.C. 1589), the appointments made thereunder and the powers, duties and rights of the said Board and of the Executive Committee, Chairman and members of the said Board as set forth in the said Order in Council and in the Orders in Council of the seventh day of August, one thousand nine hundred and nineteen (P.C. 1659), the twenty-ninth day of August, one thousand nine hundred and nineteen (P.C. 1817), the eighteenth day of October, one thousand nine hundred and nineteen (P.C. 2148), the third day of December, one thousand nine hundred and nineteen (P.C. 2430), the ninth day of December, one thousand nine hundred and nineteen (P.C. 2462), and in two Orders in Council of the eighteenth day of August, one thousand nine hundred and nineteen (P.C. 1741 and P.C. 1762), and in any other Orders in Council passed with reference to the said Board, and the rules, regulations and orders made by the said Board are hereby ratified and confirmed as on and from the respective dates of the said Orders in Council, rules and regulations; and the powers, duties and rights of the said Board, the Executive Committee, the Chairman and members are hereby continued in full force and effect so far as it may be necessary and convenient for winding up and concluding the unsettled business of the Wheat Board, or any business arising therefrom; and the Governor in Council shall have power during the continuance of such business to fill any vacancy in the chairmanship or the membership of the said Board

Powers of  
Wheat Board  
continued in  
order that  
unsettled  
business may  
be concluded.



Board and to make any regulations he may deem necessary or convenient for conducting, managing and winding up the said business of the said Board.

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King's most Excellent Majesty.

# 11-12 GEORGE V.

## CHAP. 6.

### An Act to amend The Currency Act, 1910.

[Assented to 3rd May, 1921.]

1910, c. 14;  
1914 (2nd  
Sess.) c. 3;  
1919, c. 16;  
1920, c. 9.

**HIS MAJESTY**, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

**1.** (1) *The Currency Act, 1910*, chapter fourteen of the statutes of 1910, is amended by inserting the word “nickel” after the word “silver” where the same appears in subsections one and three of section four, in section twelve, and in paragraph (e) of subsection one of section twenty; and by inserting the words “or nickel” after the word “silver” in section twenty-four of the said Act.

Nickel five cent coins authorized of fixed weight and fineness.

(2) Subsection one of section eight, of the said Act, is amended by inserting the following paragraph immediately after paragraph (b) thereof:

“(b1) in the case of nickel coins for a payment of an amount not exceeding five dollars, but for no greater amount,”

Limit of legal tender.

(3) Subsection two of section eight of the said Act is amended by adding the following words at the end thereof: “and the provisions of this subsection shall apply to nickel coins with the substitution of five dollars for ten dollars.”

Payment of notes in nickel coins.

(4) The Schedule to the said Act is amended by adding the following at the end thereof:—

Denomination of Coin	Standard Weight.	Standard Fineness.	Remedy allowance	
			Weight of piece	Millesimal fineness
Nickel—Five cent.....	Grains 70	Pure nickel...	Grains *2.00	15

\*This remedy is not to exceed one hundred grains per avoirdupois pound of one hundred pieces. (5)

Commence-  
ment of  
section.

(5) This section shall come into force upon such date as may be prescribed by Proclamation issued by the Governor in Council.

Current gold  
coin not to be  
melted down.

2. The said Act is amended by inserting the following section immediately after section twenty-four thereof:—

“24A. (1) It shall not be lawful for any person, except under and in pursuance of a license granted by the Minister of Finance, to melt down, break up, or use otherwise than as currency any gold coin which is for the time being current and a legal tender in Canada.

Penalty.

“(2) If any person acts in contravention of this section, or acts in contravention of or fails to comply with any condition attached to a license granted under this section, he shall, for each offence, be liable on summary conviction to a fine not exceeding two hundred and fifty dollars or to imprisonment with or without hard labour for a term not exceeding twelve months, or to both such fine and imprisonment, and, in addition to any other punishment, the court dealing with the case may order the articles in respect of which the offence was committed to be forfeited.”

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King's most Excellent Majesty.



# 11-12 GEORGE V.

## CHAP. 7.

### An Act to amend the Statutes relating to Corrupt Practices at Elections.

[Assented to 3rd May, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and the House of Commons of Canada, enacts as follows:—

R.S. c. 7;  
1912, c. 56,  
s. 5.  
1915, c. 13.

**1.** Section two of the *Dominion Controverted Elections Act* is amended by inserting therein after paragraph (f) the following two paragraphs:—

“(ff) ‘Illegal practices’ means acts in relation to elections which are declared to be illegal practices by the *Dominion Elections Act*. “Illegal practices”.

“(fff) ‘Official agent’ has the same meaning as in the *Dominion Elections Act*. “Official agent”.

**2.** Subsection two of section five of the said Act, as enacted by chapter thirteen of the statutes of 1915, and section seventy of the said Act, are amended by striking out the words “Clerk of the Crown in Chancery” where they occur in the said sections and substituting therefor the words “Chief Electoral Officer”. Chief Electoral Officer.

**3.** (1) Subsection one of section twelve of the said Act is repealed and the following is substituted therefor:—

“**12.** (1) A petition complaining of the undue return or the undue election of a member, or of a double return, may be presented within the times hereinafter limited, namely:— Time for presenting petitions against return.

(a) in any case either at any time before the expiration of twenty-eight days after the date of the issue of the *Canada Gazette* in which notice of the return is first published, or;

(b) at any time before the expiration of fourteen days after the returning officer receives the return and declarations respecting election expenses by the member

ber to whose election the petition related and his official agent, or,

- (c) if the petition complains of a corrupt or illegal practice and specifically alleges a payment of money or any other act to have been made or done by the member to whose return the petition relates or by an agent of such member with the privity of such member or his official agent in pursuance or in furtherance of the corrupt or illegal practice alleged in the petition, at any time before the expiration of twenty-eight days after the date of such payment or act.

(2) Section twelve is further amended by inserting the following subsections immediately after subsection one thereof:—

Times  
defined.

“(1A) In the case following there shall be substituted for the day upon which the return and declarations respecting election expenses are received by the returning officer:—

- (a) if the return and declarations are received on different days, the day upon which the last of them is received, and,

- (b) if there is an authorized excuse for failing to make and transmit the return and declarations, the date of the allowance of the excuse, or if there was a failure as regards two or more of them and the excuse was allowed at different times, the date of the allowance of the last excuse.

Amendment  
of petition.

“(1B) Any petition presented within any of the times hereinbefore limited, may, upon an allegation of a corrupt or illegal practice upon which a petition might be presented, and with the leave of the court, be amended by alleging such corrupt or illegal practice at any time before the expiration of the time within which a petition based upon such corrupt or illegal practice might have been presented.

Petition  
where no  
return.

“(1C) If a petition complains of no return it may be presented at any time after the expiration of seven days after the day upon which the return should have been made and before it is made.”

4. Section fifty-one of the said Act is repealed and the following is substituted therefor:—

Avoidance of  
election by  
corrupt or  
illegal  
practice.

“51. If it is found by the report of the trial judges that any corrupt practice has been committed by a candidate at an election, or by his agent, whether with or without the actual knowledge and consent of such candidate, or that any illegal practice has been committed by a candidate or by his official agent or by any other agent of the candidate with the actual knowledge and consent of the candidate, the election of such candidate, if he has been elected, shall be void.”

5. Section fifty-two of the said Act is repealed and the following is substituted therefor:—

**"52.** If, on the trial of an election petition, a candidate is proved to have personally engaged any person at the election to which such petition relates as a canvasser or agent in relation to the election, knowing that such person so engaged has, within seven years previous to such engagement, been found guilty of any corrupt practice, or that within five years previous to such engagement he has been found guilty of any illegal practice, by any competent legal tribunal or by the report of any judge or other tribunal for the trial of election petitions, the election of such candidate, if he has been elected, shall be void."

Avoidance of election by illegal employment.

**6.** Section fifty-six of the said Act is repealed and the following is substituted therefor:—

**"56.** Where, upon the trial of an election petition, the trial judges report that a candidate at such election was guilty by his agent or agents of any offence that would render his election void, and further find,—

- (a) that no corrupt or illegal practice was committed at such election by the candidate personally or by his official agent and that the offences mentioned in the said report were committed contrary to the order and without the sanction or connivance of such candidate or his official agent; and,
- (b) that such candidate and his official agent took all reasonable means for preventing the commission of corrupt and illegal practices at such election; and,
- (c) that the offences were of a trivial, unimportant, and limited character; and,
- (d) that in all other respects the election was free from any corrupt or illegal practice on the part of such candidate and of his agents;

Exoneration of candidate from consequences of corrupt or illegal practice.

then the election of such candidate shall not, by reason of the offences mentioned, be void, nor shall the candidate be subject to any incapacity therefor."

**7.** The said Act is amended by inserting the following section therein after section fifty-six:—

**"56A.** Where, on application made in the proceedings on an election petition or otherwise, it is shown to the Court or to the trial judges by sufficient evidence,—

- (a) that any act or omission of any candidate at any election, or of his official agent, or of any other agent or person, constitutes an illegal practice, but,
- (b) that such act or omission arose from inadvertence or from accidental miscalculation, or from some other reasonable cause of a like nature, and in any case did not arise from any want of good faith, and,
- (c) that such notice of the application has been given as to the court or the trial judges seems fit;

Exoneration of any person from consequences of illegal practice.

and



and it seems to the court to be just that the candidate, the said official agent and the other agent and person, or any of them, should not be subject to any of the consequences of the said act or omission, the court or the trial judges may make order and declaration accordingly, and thereupon such candidate, agent or person shall not be subject to any of the consequences of the said act or omission."

**8.** Section one hundred and seven of the said Act, as enacted by chapter thirteen of the statutes of 1915, is repealed, and the following is substituted therefor:—

Punishment  
of corrupt or  
illegal  
practice.

"**107.** Any person convicted before a summary trial court for an offence shall be liable either to the penalty elsewhere expressly provided for such offence, if any, or to imprisonment for a term not exceeding three months, with or without hard labour, and to a fine not exceeding two hundred dollars, and to pay the costs of the prosecution, which shall be taxed by the proper officer under the direction of the summary trial court, and if the said fine and costs are not paid before the expiration of the said term, then to imprisonment for such further time as they remain unpaid not exceeding three months."

Provisions  
extended to  
"illegal  
practices".

**9.** Paragraph (*n*) of subsection one of section two, and sections forty-three, fifty-five, sixty, sixty-eight, seventy-two, seventy-seven, ninety-two, ninety-four and one hundred and nine of the said Act, are amended by inserting between the words "corrupt practice" or "corrupt practices" wherever they occur the words "or illegal".

R.S. c. 8.  
Provisions  
extended  
to "illegal  
practices".

**10.** Sections three, twenty-four, twenty-seven, twenty-nine, thirty-one, thirty-three and thirty-four of the *Corrupt Practices Inquiries Act* are amended by inserting between the words "corrupt practice" or "corrupt practices" wherever they occur the words "or illegal".

R.S. c. 9.  
Judge's report  
published.

**11.** Section twenty-two of the *Disfranchising Act* is amended by striking out all the words after the words "*Canada Gazette*" in the second line of the said section.

## 11-12 GEORGE V.

### CHAP. 8.

An Act respecting a certain Trade Agreement between His Majesty and the President of the French Republic.

[Assented to 3rd May, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. This Act may be cited as *The French Trade Agreement Act, 1921.* Short title.

2. The Trade Agreement of the twenty-ninth day of January, one thousand nine hundred and twenty-one, entered into at Paris by representatives appointed by His Majesty and by the President of the French Republic, a copy of which is set forth in the Schedule to this Act, is hereby approved. Trade Agreement approved.

3. (1) The Governor in Council may make such orders and regulations as are deemed necessary to carry out the provisions of the said Trade Agreement. Governor in Council may carry out provisions of Trade Agreement.

(2) Any order in council or regulation made under this Act shall have effect as if enacted in this Act but may be varied or revoked by a subsequent order or regulation, and shall be laid before both Houses of Parliament as soon as may be after it is made. Orders and regulations to be of same effect as if enacted in this Act and to be laid before Parliament.

### SCHEDULE.

#### TRADE AGREEMENT BETWEEN FRANCE AND CANADA.

Pending the conclusion of a new commercial convention, with a view to which negotiations will begin immediately, the French and Canadian Governments have agreed to the following provisions:—

Art. 1.—Canada shall apply to products originating in and coming from France the most favourable tariffs and taxes

taxes that are or may be granted by Canada to the products of any third Power, except those of the United Kingdom or of British Dominions and Possessions.

Art. 2.—Canada shall also accord most-favoured-nation treatment as regards exportation, transit, consumption taxes, and other internal duties.

Art. 3.—The French Government agrees to continue for the benefit of Canadian products imported into France, until the conclusion of the new commercial convention, the application of the regime laid down in the Conventions of 1907 and 1909, with the modifications and additions provided for by the following Articles:—

Art. 4.—Of the goods enumerated in Schedule A annexed to the Convention of 1907, those specified in Schedule I, attached hereto, shall cease to benefit by the minimum tariff. On importation to France they shall enjoy a percentage rebate of duty as indicated in that list. This percentage shall be based on the difference between the rates of the general and minimum tariffs, and the percentage will remain the same whatever increases or decreases in duties, coefficients, or surtaxes may be made by France in the future.

Art. 5.—In addition to the products enumerated in Schedule A of the Convention of 1907, France shall admit the articles enumerated in Schedule II attached hereto, to the benefit of the minimum tariff or at a percentage rebate of the duty, as laid down in the Schedule. This percentage, as fixed by said Schedule, will be based on the difference between the general and minimum tariffs, and will remain the same whatever increases or reductions in duties, coefficients, or surtaxes may be made by France in the future.

Art. 6.—The present arrangement shall remain in force until the conclusion of a new Commercial Convention, but either of the High Contracting Parties may denounce it after four months' notice.

In witness thereof, the representatives appointed for the purpose have signed this arrangement.

Done in duplicate, at Paris, the 29th day of January, 1921.

Signed: HARDINGE OF PENSHURST.

Signed: A. BRIAND.

Signed: GEORGE E. FOSTER.

Signed: AUG. ISAAC.



## SCHEDULE I.

CANADIAN PRODUCTS WHICH SHALL NO MORE BENEFIT  
BY MINIMUM TARIFF.

Tariff number.	Description of products.	Per- centage.
205	Cast-iron: Foundry-iron and forge-pig for refining, containing less than 25% of manganese. Ferro-manganese containing more than 25% of manganese; ferro-silicon containing more than 5% of silicon; Rich silico-spiegel iron containing at least 30% of silicon and manganese; chromic iron, containing 10% of chromium or more; ferro-aluminium, containing 10% of aluminium or less; Ferro-aluminium, containing more than 10% of aluminium and less than 20%.....	15% 50%
206	Wrought-iron, crude, in blooms, prisms or bars.....	50%
207	Iron, drawn in bars, angle and T iron, unworked axles and tyres, of cast-iron.....	15%
213	Steel, in bars.....	50%
214	Steel axles and tyres of wheels, unworked or forge-steel.....	50%
216	Steel, in sheets or brown bands, hot-rolled; Steel in sheets or white bands, cold-rolled.....	50%
484	Gloves.....	50%
567	Tubes of iron or steel, not welded, Tubes of iron or steel, welded, Jointings of all kinds, Tubes of iron or steel, bored or not welded.....	20%
590	Furniture of bent wood, fitted or not.....	50%
ex 591	Furniture, other than of bent wood.....	50%
ex 592	Furniture with moulding, waxed, varnished or other.....	50%
ex 592	(Other articles of the tariff, under the same numbers may be imported under the General Tariff only)	
ex 604	Pianos: Organs, harmoniums, instruments with free metallic reeds, with one or more stops. Church organs, complete, and detached parts thereof.....	50%
ex 605	Accessories and detached parts of the above mentioned musical instruments (Ex. 604).....	50%

## SCHEDULE II.

CANADIAN PRODUCTS WHICH WILL ENJOY THE BENEFIT  
OF THE MINIMUM TARIFF OR OF A PERCENTAGE OF  
REDUCTION.

Number of the tariff.	Description of Products.	Minimum Tariff.	Per- centage.
20 bis	Guts, fresh, dried or salted .....	M.T.	
ex 26	Feathers, ornamental, prepared or mounted, other bed feathers not prepared, prepared and down not prepared or prepared. ....	M.T.	
ex 85	Prunes and apricots, dried .....	M.T.	
98	Chocolate .....	M.T.	
ex 110	Fixed oils, pure; linseed oil, other oils .....	M.T.	
160	Hops .....	M.T.	
161	Lupuline of hops .....	M.T.	
174 ter	Pomace .....	M.T.	
197	Petroleum, schist and other mineral illuminating oils .....	M.T.	
198	Heavy oils, and residues of petroleum and other mineral oils .....	M.T.	
0117	Oxides of cobalt, impure residues from the treatment of argentiferous ore containing less than 50% of cobalt .....	M.T.	
0118	Other oxides of cobalt (including zaffre and smalt) ..	M.T.	
0119	Salts of cobalt, hydrated (at least 40% water) .....	M.T.	
0120	Other salts of cobalt .....	M.T.	
0205	Acetate or pyrolignite of lime .....	M.T.	
ex 298	Varnishes .....		20%
312	Soaps, other than perfumed .....	M.T.	
325	Glue made from bones, sinews, skins, etc. ....		50%
510	Steam engines, stationary and marine, without boilers; stationary steam pumps; compressors of air and various gas; gas, petroleum, alcohol, hot- air, compressed-air motors and those operated by any other gas mixtures or explosive and all other motors, not mentioned .....	M.T.	
522	Agricultural machines .....	M.T.	
525	Machine tools .....		50%
525	Rinsing, corking, capping and bottle filling mach- ines .....	M.T.	
quater	Open boilers; gasometers; vessels of non-galvanized iron or steel plate; radiators for caloriferes; gas, petroleum and alcohol heaters .....		30%
526	Component parts of machines, of steering and brake apparatus, and of shafting of wrought or stamped iron or steel, of cast iron or steel, of malleable pig iron, and component parts of motor car chassis frames of pressed or welded steel .....	M.T.	
ex 535	Copper detached pieces for agricultural machines ..	M.T.	
535 bis	Component parts of machines and of shafting not mentioned of two or more metals, such as iron, steel, pig iron, copper pure or alloyed with all metals mentioned in the preceding items, such as brasses, cocks, and accessory apparatus for water, gas and steam .....		50%
539	Stereotype plates, engraved plates and dies for printing on paper, other than wall paper with or without designs .....	M.T.	
559	Locks .....		40%
559 bis	Padlocks .....		40%
568	Household wares and articles not mentioned. Enamelled, plain, tinned. Enamelled, ornamented without gold, marbled or granited without gold .....	M.T.	
	Enamelled, ornamented with gold, etc. in sheets, not manufactured, Other than the three above mentioned categories .....		30%

## 11-12 GEORGE V.

### CHAP. 9.

#### An Act respecting the Grand Trunk Arbitration.

[Assented to 3rd May, 1921.]

WHEREAS pursuant to *The Grand Trunk Railway Acquisition Act, 1919*, chapter seventeen of the second session, His Majesty the King, hereinafter called "the Government," and the Grand Trunk Railway Company of Canada, hereinafter called "the Company," entered into an agreement bearing date the eighth day of March, 1920, for the acquisition by the Government, on the terms in the said agreement stated, of the entire capital stock of the Grand Trunk Railway, except the present guaranteed stock as thereby defined, and the said agreement was by and subject to the provisions of chapter thirteen of the statutes of 1920 in all respects ratified and confirmed; and whereas, although the Company has not concluded the presentation of its case to the arbitrators and no award has been made, the period of nine months stipulated by the eighth clause of the said agreement for the making of the award of the arbitrators has elapsed and it is expedient to prescribe terms upon which the Governor in Council may approve of a further time within which the award may be made: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. The Governor in Council may approve of a further time within which the arbitrators or a majority of them may make their award, but any agreement for this purpose shall stipulate terms and conditions which shall ensure to the satisfaction of the Government,—

Governor in Council may extend time for arbitrators' award.

(a) that forthwith the directors of the Company and of such of the companies comprised in the Grand Trunk System as the Government may designate shall resign or vacate their offices as directors at such time or times and in such manner as may be requested by the Government, and that nominees of the Government shall be duly appointed directors; provided

Conditions.

Directors of company and designated companies to resign, and nominees of Government appointed.



that the substituted Board of Directors of the Company need not comprise more than five members; that until otherwise provided by the Board a majority of the directors shall constitute a quorum; and that it shall not be necessary that any of the directors shall reside in England or be qualified by ownership of stock;

Nominated  
directors to  
hold office  
during  
pleasure.

Removals  
and  
vacancies.  
Powers.

Meetings.

Vested with  
powers of  
Committee  
of Manage-  
ment.

Grand Trunk  
Shareholders'  
Committee.

May carry  
on arbitra-  
tion pro-  
ceedings.

Assessments  
and reduc-  
tions for all  
costs of  
arbitration.

(b) that the directors of the Company so nominated by the Government and their successors shall hold office as such directors during pleasure of the Governor in Council, who shall have power to remove them and to fill vacancies, and the board of directors so constituted may exercise and carry on all the powers and business of the Company without reference to or consultation with the shareholders of the Company, and not subject in anywise to their vote, direction or control;

(c) that the head office of the Company and the meetings of its Board of Directors for the transaction of any business shall, after the substitution of directors as herein provided for, be in Canada;

(d) that the directors of the Company appointed upon nomination of the Government as aforesaid, in addition to their other powers, shall have and may exercise all the powers and functions of the Committee of Management as provided by the said agreement;

(e) that there shall be a committee which may be constituted by authority of the present directors of the Company, or otherwise as may be agreed, and may be known as the Grand Trunk Shareholders Committee, which, for the purpose of carrying on the arbitration proceedings and presenting the case of the Grand Trunk shareholders and for the exercise of the powers or duties conferred or prescribed by the said agreement of the eighth March in that regard, shall have and may exercise the powers and be charged with the duties heretofore belonging to the said directors; and that assessments or deductions, as provided for by clause twenty-one of the said agreement of eighth March, for all costs of the arbitration not heretofore provided and paid by means of assessments shall be made in such amounts as may be necessary for the purpose, and upon and in accordance with requisitions of the Committee, and that upon satisfying such requisitions neither the Company nor the Government as guarantor of interest and dividends shall be bound to see to the application of the moneys requisitioned or otherwise responsible for or bear any of the costs of the arbitration. And moreover, after substitution of directors of the Company as herein provided for, the Company, and the Government as guarantor of interest and dividends on the debenture

and guaranteed stocks, shall be entitled to deduct and retain from such interest and dividends as may thereafter become payable upon the said stocks any and all costs and expenses connected with the arbitration heretofore or hereafter advanced, paid or incurred by either the Company or the Government, other than such as under the agreement of eighth March, 1920, are payable by the Government;

(f) that for the purpose of the arbitration the books, minutes, reports, documents and other records, and all the railways and properties of the Companies comprised in the Grand Trunk System shall at all times be accessible and open to inspection and examination by the Committee, or by any person or persons named by the Committee or by counsel representing the shareholders in the arbitration proceedings;

Books and records, railways and properties open to inspection by Committee.

(g) that upon substitution of directors as hereinbefore provided for the arbitration shall proceed to a conclusion as speedily as may be, the time for making the award to be subject to provision in the agreement satisfactory to the Government.

Arbitration to proceed speedily on substitution of directors.

**2.** The Government and the Company are respectively authorized to agree for reviving and continuing the arbitration proceedings as aforesaid, provided the agreement be made on or before the sixteenth day of May, 1921, and to do, execute and authorize all acts, instruments, matters and things necessary for the purposes aforesaid, and upon the execution of any such agreement on behalf of the Government and on behalf of the Company under the authority of its directors the aforesaid agreement of eighth March as thereby modified shall be and continue to be binding and effective for all purposes, and the stipulations thereof affecting the Government and the Company respectively shall have the same force and effect as if specially enacted by Parliament.

Agreement to revive and continue arbitration proceedings to be made on or before 16th May, 1921.

**3.** In the event of approval by the Governor in Council of a further time for the making of the award under the provisions of this Act, or of any agreement concluded in pursuance of the powers hereby conferred, the powers and duties of the arbitrators shall remain and continue, and be deemed to have remained and continued, and the proceedings shall be resumed and concluded in all respects as if the time within which the award is actually made had been the time limited therefor by the said agreement of eighth March, 1920.

Powers and duties of arbitrators to continue if Governor in Council extend time.

**4.** For the purpose of carrying out the substitution of directors of the Company herein provided for, any director of the Company may vacate his office by resignation in

Substitution of directors.

writing submitted to the Board at any meeting of the directors, and if one or more of the directors of the Company, not exceeding five at any one time, shall in the manner aforesaid vacate his or their offices, the remaining directors of the Company present at the aforesaid meeting or at any subsequent meeting, even although they do not constitute a quorum, may elect a director or directors nominated by the Government to fill the place or places of the director or directors so vacating his or their offices. Moreover the Governor in Council may at any time appoint additional directors to the substituted Board if considered expedient.

Vacancies.

Additional  
directors.

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OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.



## 11-12 GEORGE V.

### CHAP. 10.

An Act respecting The Lake of the Woods Control Board.

[Assented to 3rd May, 1921.]

**W**HEREAS it has been agreed by and between the Preamble.  
Government of the Dominion of Canada and the  
Government of the Province of Ontario that the powers  
hereinafter mentioned shall be vested in a Board consisting  
of four members, two to be appointed by the Governor  
General in Council and two by the Lieutenant Governor  
in Council and that the necessary legislation to authorize  
the same shall be enacted by the Parliament of Canada  
and the Legislature of Ontario respectively: Therefore,  
His Majesty, by and with the advice and consent of the  
Senate and House of Commons of Canada, enacts as  
follows:—

**1.** This Act may be cited as *The Lake of the Woods* Short title.  
*Control Board Act, 1921.*

**2.** There shall be a Board to be called “The Lake of  
the Woods Control Board”, which shall consist of four Creation of Board.  
members, who shall be duly qualified engineers, two of  
whom shall be appointed by the Governor General in  
Council and two of whom shall be appointed by the  
Lieutenant Governor of Ontario in Council, and each of Members, appointment and tenure of office.  
the persons so appointed shall hold office during the  
pleasure of the Governor General in Council or of the  
Lieutenant Governor in Council, respectively, and any Vacancies.  
vacancy on the said Board shall be filled by the Governor  
General in Council or by the Lieutenant Governor in  
Council, according as the previous appointment to such  
position was made by the Governor General in Council  
or the Lieutenant Governor in Council.

**3.** It shall be the duty of the Board to secure severally Purposes.  
and at all times the most dependable flow and the most  
advantageous and beneficial use of,—

(a) the waters of the Winnipeg river; and

- (b) the waters of the English river, and for these purposes the Board shall have power—
- Powers.  
As to Lake of the Woods.
- (a) to regulate and control the outflow of the waters of the Lake of the Woods so as to maintain the level of the Lake between the elevations that have been recommended by the International Joint Commission in their final report of the 12th June, 1917, or between such elevations as may be agreed upon by the United States and Canada;
- As to Lac Seul.
- (b) to regulate and control the outflow of the waters of Lac Seul so as to maintain the level of the Lake between such elevations as the Board may from time to time recommend and which shall be approved by the Governor General in Council and the Lieutenant Governor in Council;
- As to Winnipeg river and English river.
- (c) to regulate and control the flow of the waters of the Winnipeg river between its junction with the English river and the Lake of the Woods, and also the flow of the water in the English river between its junction with the Winnipeg river and Lac Seul;
- As to other waters.
- (d) to regulate and control the level and flow of such other waters of the watershed of the Winnipeg river as the Governor General in Council and the Lieutenant Governor in Council may both agree to place under the jurisdiction of the said Board, save and excepting the operation and control of all dams and regulating works extending across the international boundary, and the dam and regulating works across the Canadian channel at Kettle Falls.

Penalties for  
contravening  
Board's  
orders.

4. In addition to any other legal or other proceedings that may be taken to enforce any order of the said Board, every person violating or refusing to obey any order of the said Board, or obstructing or preventing the carrying out and enforcement of any order made by the said Board shall be liable, upon summary conviction, to a fine not exceeding one thousand dollars, or to imprisonment for a period not exceeding three months, or to both such fine and imprisonment, and shall also be liable to a further penalty not exceeding five hundred dollars for each day on or during which any such offence continues or is repeated.

General  
powers.

Enforce-  
ment of  
orders by  
rules of  
court.

5. The said Board shall have all the powers necessary for effectively carrying out the authority and control vested in it by this Act and by any Act passed by the Legislature of the Province of Ontario, and any order made by the said Board may be made a rule, order or decree of the Exchequer Court of Canada or of the Supreme Court of Ontario, and shall be enforced in the same manner as any rule, order or decree may be enforced in the Court in which such proceeding is taken.



**6.** (1) When any person or corporation neglects or refuses to obey or carry out any order of the Board, the Board in addition to any other remedy provided by this Act, may from time to time enter upon and take such complete or partial possession of any mill, dam, plant, works, machinery, land, waters or premises, and may do all such acts and things, as the Board may deem necessary for the due enforcement and carrying out of such order, and may retain possession and control of any such mill, dam, plant, works, machinery, land, waters or premises for such period as the Board may deem necessary for that purpose.

Enforcement  
of orders by  
taking  
possession of  
property

(2) All expenses incurred by the Board under subsection one of this section shall constitute a debt due from such person or corporation to the Board and shall be recoverable by the Board with costs in any court of competent jurisdiction.

Recovery of  
expenses.

**7.** (1) The Board shall have power to appoint such inspectors and other officers or employees as the Board may deem necessary for the purposes of this Act.

Appointment  
of officers.

(2) Any inspector or other officer when so authorized by the Board, may enter upon any land, works or plant constructed or installed upon any of the waters mentioned in section three, or in or by which any such waters are used or diverted, and take all such measurements and do all such acts and things as may be necessary for the information of the Board as to the use or diversion of such waters by the person or corporation owning or controlling such land, works or plant.

Entrance  
upon  
property for  
survey.

(3) Every person who hinders or obstructs any such inspector or officer in the performance of his duties under subsection two of this section shall incur the penalties mentioned in section four.

Penalty for  
obstruction.

**8.** The Board and the members thereof, and its officers and employees, shall not be liable to any action for acts done by them or any of them under the authority of this Act.

Immunity  
from  
actions.

**9.** The expenses of the Board, including the remuneration of the members of the Board, shall be paid out of such funds as may be appropriated by the Parliament of Canada and the Legislature of Ontario respectively for paying expenses incurred for the purposes of this Act in such proportions as the Governor General in Council and the Lieutenant Governor in Council may agree.

Mode of  
payment of  
Board's  
expenses and  
remuneration.

**10.** (1) The Governor General in Council and the Lieutenant Governor in Council may make such regulations, including provisions as to what shall constitute a quorum of the Board and how orders of the Board shall be signed

Regulations.



as they may agree to be necessary for carrying out the provisions of this Act.

Publication. (2) All regulations made hereunder shall be published in *The Canada Gazette*.

Date of operation. 11. This Act shall come into force on a day to be named by the Governor General by his Proclamation.

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OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.

# 11-12 GEORGE V.

## CHAP. 11.

An Act to extend the time for the payment of certain debentures issued by the Harbour Commissioners of Montreal.

[Assented to 3rd May, 1921.]

HIS MAJESTY, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The times for the payment of the debentures issued by the Harbour Commissioners of Montreal to His Majesty which are mentioned in the schedule to this Act are extended to the respective dates mentioned in the said schedule.

Date for payment of debentures extended for 25 years.

## SCHEDULE.

(a) Debentures issued by the Harbour Commissioners of Montreal to His Majesty under the authority of chapter ten of the statutes of 1896, *An Act respecting the Harbour Commissioners of Montreal*.

### SERIES K.

Number	Date of Debenture	Amount	Due
1	23rd April, 1896.....	\$ 389,745 27	1st July, 1921.
2	16th May, 1896.....	503,134 73	
3	2nd July, 1896.....	107,120 00	
4	11th July, 1896.....	100,000 00	
5	25th June, 1897.....	90,000 00	
6	10th June, 1898.....	110,000 00	
7	25th July, 1899.....	100,000 00	
8	1st Dec., 1899.....	200,000 00	
9	1st June, 1900.....	100,000 00	
10	6th Sept., 1900.....	300,000 00	
		\$ 2,000,000 00	

The time for the payment of the above mentioned debentures of Series K is extended until the first day of July, A.D. one thousand nine hundred and forty-six.

(b) Debentures issued by the Harbour Commissioners of Montreal to His Majesty under the authority of chapter forty-seven of the statutes of 1898, *An Act to grant further aid to the Harbour Commissioners of Montreal.*

### SERIES L.

Num- ber	Date of Debenture.	Amount	Due
1	5th August, 1901.....	\$ 150,000 00	1st July, 1926.
2	22nd January, 1902.....	300,000 00	
3	2nd July, 1902.....	100,000 00	
4	23rd October, 1902.....	250,000 00	
5	5th March, 1903.....	250,000 00	
6	4th June, 1903.....	100,000 00	
7	8th September, 1903.....	250,000 00	
8	14th January, 1904.....	250,000 00	
9	15th February, 1904.....	100,000 00	
10	10th June, 1905.....	90,000 00	
11	5th March, 1906.....	50,000 00	
12	13th October, 1909.....	60,000 00	
13	18th February, 1910.....	50,000 00	
		\$2,000,000 00	

The time for the payment of the above mentioned debentures of Series L is extended until the first day of July, A.D. one thousand nine hundred and fifty-one.

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King's most Excellent Majesty.



## 11-12 GEORGE V.

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### CHAP. 12.

An Act to authorize an extension of time for the completion of the St. John and Quebec Railway between Centre-ville, in the county of Carleton, and Andover, in the County of Victoria, N.B.

*[Assented to 3rd May, 1921.]*

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1916, c. 23;  
1917, c. 22;  
1919, cc. 7,  
31.

1. Section one of chapter thirty-one of the statutes of 1919 is hereby amended by striking out the figures "1921" in the seventh line thereof, and substituting therefor the figures "1923".

Time for  
construction  
of line  
extended.

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OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.



## 11-12 GEORGE V.

### CHAP. 13.

An Act respecting a certain Agreement between Canada and certain of His Majesty's colonies in the West Indies.

[Assented to 3rd May, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. This Act may be cited as *The West Indies Trade Agreement Act*. Short title.

2. The agreement dated the eighteenth day of June, one thousand nine hundred and twenty, between the Government of the Dominion of Canada and the Governments of certain of His Majesty's colonies in the West Indies set forth in the Schedule to this Act is hereby approved. Agreement approved.

3. The provisions in the said agreement relating to the customs duties upon goods, the produce or manufacture of any of the colonies the government of which is a party to the said agreement, is hereby sanctioned and declared to have the force of law in Canada; and the Governor in Council shall have power to prescribe, by proclamation to be published in the *Canada Gazette*, the day upon which the preferential treatment of the said goods provided for in the said agreement shall be brought into force under the terms of the agreement with respect to each of the said colonies, the extent of such preference within the limits prescribed by the said agreement where the exact amount thereof is not specified in the said agreement, and the day upon which the preferential treatment of the said goods of any of the said colonies is terminated under the said agreement. Customs duties, preferential treatment as to. Come into force by proclamation.

4. *The Customs Tariff, 1907*, and the amendments thereto are hereby amended in accordance with the provisions of the said agreement. Customs Tariff amended.



Commence-  
ment of  
Act.

5. This Act shall come into force on a day to be fixed by proclamation of the Governor in Council, and such proclamation shall be published in the *Canada Gazette*.

## SCHEDULE.

### THE CANADA-WEST INDIES TRADE AGREEMENT 1920.

Agreement entered into this eighteenth day of June,  
nineteen hundred and twenty,

#### BETWEEN

The Right Honourable Sir George Eulas Foster, Minister of Trade and Commerce, the Honourable Martin Burrell, Minister of Customs and Inland Revenue, the Honourable Charles Colquhoun Ballantyne, Minister of Marine and Fisheries and Minister of the Naval Service, and the Honourable Sir Henry Lumley Drayton, Minister of Finance, representing the Government of the Dominion of Canada.

#### AND

The Honourable Harcourt Gladstone Malcolm, Speaker of the House of Assembly, representing the Government of the Bahamas Islands;

The Honourable William Lambert Collyer Phillips, Colonial Treasurer, representing the Government of Barbados;

The Honourable Wilfred Edward Jackson, Colonial Secretary, representing the Government of Bermuda;

Captain John McIntosh Reid, Comptroller of Customs, representing the Government of British Guiana;

The Honourable Harold Ernest Phillips, Acting Colonial Secretary, representing the Government of British Honduras;

The Honourable Charles Ernest St. John Branch, Attorney General, representing the Government of Jamaica;

The Honourable Donald McDonald, Member of the Legislative Council, representing the Government of the Leeward Islands;

The Honourable Henry Barclay Walcott, Collector of Customs, representing the Government of Trinidad;  
and

The Honourable Herbert Ferguson, Colonial Secretary, representing the Government of the Windward Islands.

WHEREAS a Conference has been held between the Government of Canada and the Governments of the Colonies above named through their representatives as-

sembled at Ottawa in the present month of June for the purpose of considering the extent to which and the means by which the trade relations between the Dominion and the several Colonies aforesaid can be rendered closer and more intimate, their trade extended and enlarged, and the means of communication between them improved and rendered fully efficient for all purposes; and

WHEREAS the principles upon which the several Governments are enabled to act in the furtherance of this purpose have been fully considered and a determination has been reached:

THEREFORE the Dominion of Canada and the several Colonies aforesaid declare and agree as follows:

#### TRADE

Article I. The Dominion of Canada affirms the principle of granting a preference on all goods being the produce or manufacture of any of the Colonies aforesaid imported into Canada, which are now subject to duty or which may be made subject to duty at any future time.

Article II. Subject to the special provisions of Article III, the duties of Customs on all goods (other than tobacco, cigars, cigarettes, and spirituous or alcoholic liquors) being the produce or manufacture of any of the Colonies aforesaid imported into Canada, which are now subject to duty or which may be made subject to duty at any future time, shall not at any time be more than fifty (50) per cent of the duties imposed on similar goods when imported from any foreign country.

Article III. The Dominion of Canada will grant to the articles specified in Schedule "A," being the produce or manufacture of any of the Colonies aforesaid, imported into Canada, the preferential treatment indicated in respect of each such article in the said Schedule "A."

Article IV. The Colonies aforesaid severally affirm the principle of granting a preference on all goods being the produce or manufacture of Canada imported into such Colonies, which are now subject to duty or which may be made subject to duty at any future time.

Article V. Subject to the special provisions of Articles VI and VII, the duties of customs on all goods (other than tobacco, cigars and cigarettes) being the produce or manufacture of Canada imported into the Colonies aforesaid, which are now subject to duty or which may be made subject to duty at any future time, shall not at any time be

(a) in the case of Barbados, British Guiana, and Trinidad, more than fifty (50) per cent.



(b) in the case of British Honduras, the Leeward Islands, and the Windward Islands, more than sixty-six and two-thirds ( $66\frac{2}{3}$ ) per cent.

(c) in the case of Bermuda and Jamaica, more than seventy-five (75) per cent, and

(d) in the case of Bahamas more than ninety (90) per cent

of the duties imposed on similar goods when imported from any foreign country.

Article VI. The Colonies aforesaid will grant to the articles specified in Schedule "B," being the produce or manufacture of Canada, imported into the said Colonies, the preferential treatment indicated in respect of each such article in the said Schedule "B."

Article VII. In the case of the Bahamas, the provisions of Article V (d) shall not apply to wines, malt liquors, spirits, spirituous liquors, liquid medicines, and articles containing alcohol.

Article VIII. The Governments of any of the Colonies aforesaid on giving six months' notice may provide that to be entitled to the concessions granted in Articles V and VI the products of Canada shall be conveyed by ship direct without transshipment from a Canadian port into the said Colony or by way of one of the other Colonies entitled to the advantages of this Agreement.

The Government of Canada on giving six months' notice may provide that, to be entitled to the concessions granted in Articles II and III, the products of any of the Colonies aforesaid shall be conveyed by ship direct without transshipment from the said Colony or from one of the other Colonies entitled to the advantages of this agreement into a Canadian port.

Provided that, should the discretion recognized in this Article be at any time exercised by the Government of Canada, provision shall be made, in all contracts entered into with steamships subsidized by the Dominion and the Colonies, aforesaid, and plying between ports in Canada and ports in the said Colonies, for an effective control of rates of freight.

Article IX. This Agreement shall not interfere with any existing preference or with the granting of any future preference by the Dominion or by any of the Colonies aforesaid to any other part of the British Empire, or with any existing preference or the granting of any future preference by the said Colonies among themselves.

#### STEAMSHIP SERVICES—EASTERN GROUP

Article X. The Government of Canada will use its best endeavours to arrange for a mail, passenger and freight steamship service to come into effect as soon as possible.



and in any case within three years, between Canada, Bermuda, the Leeward Islands, the Windward Islands, Barbados, Trinidad, and British Guiana, on the following lines:

(1) Steamers shall sail weekly from St. John or Halifax calling one week on the outward passage at Bermuda, Barbados, Trinidad and British Guiana, and on the homeward passage at Trinidad, Grenada, St. Vincent, Barbados, St. Lucia, Dominica, Monserrat, Antigua, Nevis, St. Kitts and Bermuda; on alternate weeks calling on the outward passage at Bermuda, St. Kitts, Nevis, Antigua, Monserrat, Dominica, St. Lucia, Barbados, St. Vincent, Grenada, Trinidad, and British Guiana, and on the homeward passage at Trinidad, Barbados, and Bermuda.

(2) The steamers shall be from 5,000 to 6,000 tons gross, capable of maintaining an ocean speed of 12 knots, and providing accommodation for 100 first class, 30 second class, and 100 steerage or deck passengers, and shall be provided with 'tween decks.

Article XI. The Government of Canada will stipulate in any contract entered into for such steamship service that:—

(1) There shall be reasonable proportionate allocation of passenger and cargo accommodation between the Colonies mentioned in Article X.

(2) There shall be no unfair differentiation in rates of freight against the smaller Colonies as compared with the rates to larger Colonies situated at a similar distance from St. John or Halifax.

(3) The steamers shall be so constructed that so far as the traffic warrants, cold storage shall be provided if this can be secured without unreasonable additional cost.

Article XII. If a subsidized steamship service is arranged for the Government of Canada will endeavour to secure the co-operation of the owners of such steamship service towards the provision of hotels and bungalows in the Colonies, the Governments of the Colonies being prepared on their part to offer such facilities as may be practicable, both as regards sites and financial assistance.

Article XIII. The representatives of the Colonies mentioned in Article X undertake to recommend to their Governments that these Governments shall contribute towards such subsidized steamship service, when established, in the following amounts annually:—

Barbados.....	not less than	£ 5,000
Bermuda.....	"	2,000
British Guiana.....	"	7,500
Leeward Islands.....	"	2,500
Trinidad.....	"	7,500
Windward Islands.....	"	2,500

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£27,000

Article XIV. Pending the establishment of such service the Government of Canada will use its best endeavours to maintain a fortnightly service on the existing lines and to supplement it with such additional freight or passenger and freight vessels as the trade may require.

#### STEAMSHIP SERVICES—WESTERN GROUP

Article XV. The Government of Canada, subject to the adoption by the Governments concerned of the recommendations embodied in Article XVI, undertakes to provide as soon as possible, and in any case not later than the 1st January, 1921, a fortnightly freight, mail and passenger steamship service between Canada, the Bahamas, Jamaica, and British Honduras, on the following lines:—

(1) The steamers shall not be less than 3,500 long tons dead weight, shall have an ocean-going speed of not less than 10 knots, and shall have accommodation for from 15 to 20 first-class passengers, and shall be provided with 'tween decks, and, so far as the traffic warrants, with cold storage if this can be secured with reasonable cost.

(2) The steamers shall sail from such Canadian ports as freight conditions require and shall proceed to Belize in British Honduras, calling at Nassau in the Bahamas, and at such port or ports in Jamaica as may be necessary, and shall call on the return voyage at such port or ports in Jamaica as may be necessary, and at Nassua.

Article XVI. The representatives of the Colonies mentioned in Article XV undertake to recommend to their Governments that these Governments shall, if the service proves unremunerative, contribute twenty-five (25) per cent of any loss; provided that the amounts contributed shall not exceed, in the case of the Bahamas, the sum of £3,000 per annum, in the case of British Honduras, the sum of £5,000 per annum, and in the case of Jamaica the sum of £5,000 per annum.

Article XVII. This Agreement shall be subject to the approval of the Parliament of Canada and of the Legislature of each of the Colonies aforesaid, and of the Secretary of State for the Colonies. Upon such approval being given, the Agreement shall be brought into force at such time as may be agreed upon between the Governments of Canada and of the Colonies aforesaid by Proclamation to be published in the *Canada Gazette* and in the Official Gazette of each of the said Colonies.

Article XVIII. This Agreement shall remain in force for ten years after the Proclamation aforesaid and thereafter until terminated by twelve months' written notice given either by the Government of Canada, or by the Government of any of the Colonies aforesaid, but in the latter case the Agreement shall remain in full force and effect

as to any of the other Colonies which have not given such notice.

IN WITNESS WHEREOF the representatives of the Government of Canada and of the Governments of the Colonies aforesaid have signed this Agreement.

Done at Ottawa this 18th day of June, 1920, in a single copy which will be deposited in the Archives of the Government of Canada and of which authenticated copies will be transmitted by the Government of Canada to the Governments of each of the Colonies aforesaid.

GEORGE E. FOSTER,  
MARTIN BURRELL,  
C. C. BALLANTYNE,  
H. L. DRAYTON,  
HARCOURT MALCOLM,  
W. L. C. PHILLIPS,  
(per H. B. G. Austin, Acting Dele-  
gate),  
W. E. JACKSON,  
J. M. REID,  
H. E. PHILLIPS,  
E. ST. J. BRANCH,  
DONALD McDONALD,  
H. B. WALCOTT,  
HERBERT FERGUSON.



## SCHEDULE "A."

## CANADIAN TARIFF.

Item No.	Article	—	Preference
135	Sugar.....	Degrees of Polarization.....	per 100 lbs.
		Not exceeding 76.....	\$ cts.
		Exceeding 76 and not exceeding 77.....	0 46-080
		“ 77 “ 78.....	0 47-616
		“ 78 “ 79.....	0 49-152
		“ 79 “ 80.....	0 50-688
		“ 80 “ 81.....	0 52-224
		“ 81 “ 82.....	0 53-760
		“ 82 “ 83.....	0 55-296
		“ 83 “ 84.....	0 56-832
		“ 84 “ 85.....	0 58-560
		“ 85 “ 86.....	0 60-288
		“ 86 “ 87.....	0 62-016
		“ 87 “ 88.....	0 63-744
		“ 88 “ 89.....	0 65-664
		“ 89 “ 90.....	0 67-584
		“ 90 “ 91.....	0 69-888
		“ 91 “ 92.....	0 72-192
		“ 92 “ 93.....	0 74-496
		“ 93 “ 94.....	0 76-800
		“ 94 “ 95.....	0 79-104
		“ 95 “ 96.....	0 81-408
		“ 96 “ 97.....	0 83-712
		“ 97 “ 98.....	0 86-016
		“ 98 “ —.....	0 88-320
			0 96-000

The Customs Tariff of Canada shall be amended so as to provide that sugar above number 16 Dutch Standard in colour when imported by a recognized sugar refiner, for refining purposes only, upon evidence satisfactory to the Minister of Customs, shall not be subject to these duties, *i.e.*, the duties on sugar over number 16 Dutch Standard, specified in item 134 of the Canadian Tariff.

The Canadian Government failing the adoption of the polariscope standard for tariff classification, will use its best endeavours to establish a more stable colour standard than the present Dutch Standard.

Provided that sugar as defined under item 134 shall receive a preference of not less than 25 per cent of the duty charged on foreign sugar.

Cocoa beans, not roasted, crushed or ground (per 100 lbs.).....	A preference of \$1.50.
Lime Juice, raw and concentrated, not refined (per gallon).....	A preference of 10 cents.
Limes, fresh.....	Free as against general tariff of 15 per cent <i>ad valorem</i> .
Arrowroot, per lb.....	A preference of one cent.
Cocoanuts, per 100 (imported direct to a Canadian port).....	Free, as against general tariff of seventy-five cents.
Cocoanuts, n.o.p.....	A preference of 50 cents per 100.
Grape Fruit.....	A preference of fifty cents per 100 lbs.
Rum.....	A preference of 60 cents per gallon of the strength of proof.
Onions.....	Free, as against a general tariff of 30 per cent <i>ad valorem</i> .

## SCHEDULE "B."

Flour.....	Preference of not less than one shilling per barrel or bag of 196 lbs.
Spirits, <i>i.e.</i> , Brandy, Gin, Rum, Whisky, unenumerated, potable, if tested.....	Preference of not less than 2/6 per gallon of the strength of proof.
Spirits, perfumed, unenumerated, potable, if not tested.....	Preference of not less than 2/6 per liquid gallon.
Wine, beer, and ale.....	Duty not to exceed four-fifths of full rate.

DECLARATION RESPECTING CABLE COMMUNICATIONS SUPPLEMENTARY TO THE CANADA-WEST INDIES TRADE AGREEMENT, 1920.

With a view to the further promotion of the purposes of the Canada-West Indies Trade Agreement of even date the representatives of the Government of Canada and of the Colonies named in the agreement will recommend for the favourable consideration of their respective Governments that direct British owned and British controlled cables should be laid as soon as possible, without waiting for the termination of the Agreement with the West Indian and Panama Telegraph Company, to connect Bermuda with Barbados, Trinidad, British Guiana, the Windward Islands, the Leeward Islands, and Turks Island or Jamaica.

The Government of Canada will institute inquiries as soon as practicable as to the possibility of arranging for the laying of such cables and will communicate the results of these inquiries to the Governments of the Colonies.

GEORGE E. FOSTER,  
MARTIN BURRELL,  
C. C. BALLANTYNE,  
H. L. DRAYTON,  
HARCOURT MALCOLM,  
W. L. C. PHILLIPS,  
(per H. B. G. Austin,  
Acting Delegate),  
W. E. JACKSON,  
J. M. REID,  
H. E. PHILLIPS,  
E. ST. J. BRANCH,  
DONALD McDONALD,  
H. B. WALCOTT,  
HERBERT FERGUSON.

OTTAWA, 18th June, 1920.





# 11-12 GEORGE V.

## CHAP. 14.

### An Act to amend the Winding-up Act.

[Assented to 3rd May, 1921.]

R.S., c. 144;  
1907, c. 51;  
1908, cc. 10,  
74, 75;  
1910, c. 62;  
1912, c. 24;  
1915, c. 21;  
1916, c. 5.

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The *Winding-up Act*, Revised Statutes of Canada, 1906, chapter one hundred and forty-four, is amended by inserting the following section immediately after section thirty-three thereof:—

“33A. The liquidator shall, within sixty days after his appointment, prepare a statement of the assets, debts and liabilities of the company and of the value of such assets as shown by his books and records.”

Liquidator  
to prepare  
statement  
of assets and  
debts.

2. The said Act is further amended by inserting the following section immediately after section thirty-eight:—

“38A. The liquidator shall promptly after their receipt or preparation, mail to the Dominion Statistician, Dominion Bureau of Statistics, Ottawa, a true copy of,—

Documents  
to be  
forwarded  
to Dominion  
Statistician.

(a) The winding-up order referred to in section eleven;

(b) The petition referred to in section thirteen;

(c) The statement of the debts, liabilities and assets of the company and statements of the value of such assets referred to in section thirty-three A; and,

(d) The dividend sheets referred to in section eighty-three.”

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King's most Excellent Majesty.



## 11-12 GEORGE V.

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### CHAP. 15.

An Act to amend the Animal Contagious Diseases Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S. c. 7,  
1909, c. 3;  
1913, c. 6;  
1918, c. 8;  
1920, c. 3.

1. Section two of chapter eight of the statutes of 1918, *An Act to amend the Animal Contagious Diseases Act*, is repealed, and the following is substituted therefor:—

Operation of  
provision for  
compensation  
for  
slaughtered  
animals  
extended for  
three years.

“2. This Act shall only remain in operation for six years from the twenty-fourth day of May, one thousand nine hundred and eighteen.”

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OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.





# 11-12 GEORGE V.

## CHAP. 16.

### An Act respecting Armistice Day.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

**1.** This Act may be cited as the *Armistice Day Act*. Short Title.

**2.** Throughout Canada in each and every year the Monday in the week in which the eleventh day of November shall occur being the day in 1918 in which the Great War was triumphantly concluded by an armistice, shall be a legal holiday and shall be kept and observed as such under the name of Armistice Day. Armistice Day a Holiday.

**3.** The holiday commonly called Thanksgiving Day being a day usually appointed in the month of October or November by proclamation as a day of general thanksgiving to Almighty God, shall whenever appointed be proclaimed and observed for and on Armistice Day. Thanksgiving Day to be on Armistice Day.

**4.** Paragraph eleven of section thirty-four of the *Interpretation Act*, Revised Statutes of Canada, 1906, chapter one, is amended by inserting after the words "Labour Day" in the seventh line thereof the words "Armistice Day". Interpretation Act amended.

**5.** Paragraph (a) of section forty-three of the *Bills of Exchange Act*, Revised Statutes of Canada, 1906, chapter one hundred and nineteen, is amended by inserting after the words "Labour Day" the words "Armistice Day". Bills of Exchange Act amended.

**6.** Section thirty-three A of *The Civil Service Act, 1918*, as enacted by chapter forty-one of the statutes of 1920, is amended by inserting after "(8) Labour Day" the following "(8A) Armistice Day". The Civil Service Act, 1918, amended.





# 11-12 GEORGE V.

## CHAP. 17.

### An Act to amend The Bankruptcy Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

**1.** This Act may be cited as *The Bankruptcy Act Amendment Act, 1921.* Short title.

**2.** The various enactments, repeals and amendments of sections, subsections and paragraphs in this Act mentioned refer and relate to *The Bankruptcy Act*, chapter thirty-six of the statutes of 1919, as amended by *The Bankruptcy Act Amendment Act, 1920*, chapter thirty-four of the statutes of 1920. Acts amended.

**3.** Paragraph (*h*) of section two is repealed and the following substituted therefor:—

“(h) “available act of bankruptcy” means an act of bankruptcy committed within six months before the date of (1) the presentation of a bankruptcy petition, or (2) the making of an authorized assignment, or (3) the payment, delivery, conveyance, assignment, transfer, contract, dealing or transaction mentioned in section thirty-two of this Act.” “Available Act of bankruptcy”.

**4.** Paragraph (*w*) of section two is repealed and the following substituted therefor:—

“(w) “local newspaper” means a newspaper published in and having a circulation throughout the bankruptcy district or division which includes the locality of the debtor.” “Local newspaper”.

**5.** Paragraph (*aa*) of section two is repealed and the following substituted therefor:—

“(aa) “person” includes a firm or partnership, an unincorporated association of persons, a corporation as “Person”.  
53 restrictively

restrictively defined by this section, a body corporate and politic, the successors of such association, partnership, corporation, or body corporate and politic, and the heirs, executors, administrators or other legal representatives of a person, according to the law of that part of Canada to which the context extends."

Dismissal of  
petition.

**6.** Subsection six of section four is amended by striking from the second last line thereof the word "may" and substituting the word "shall".

Commence-  
ment of  
bankruptcy.

**7.** Subsection ten of section four is amended by striking out of the second line the word "service" and substituting the word "presentation".

Powers of  
interim  
receiver.

**8.** Section five is amended by adding thereto as subsection two thereof, the following:—

"(2) The said interim receiver may, under the direction of the court, summarily dispose of any perishable goods and carry on the business of the debtor for all conservatory purposes."

Filing of  
assignment  
in court by  
authorized  
trustee.

**9.** The Act is amended by inserting immediately after section ten, the following:—

"**10A.** (1) Every authorized trustee to whom an assignment is made under section nine of this Act shall within four days of such assignment file, in the court having jurisdiction in the locality of the debtor, the said assignment, and should another authorized trustee be subsequently appointed in his stead such other trustee shall within four days of his appointment give notice thereof to the said court.

Retroactive  
effect.

"(2) This section, substituting 'forthwith' for 'within four days of such assignment' and for 'within four days of his appointment', shall apply to all authorized assignments made and to all authorized trustees substituted since the coming into force of this Act."

Precedence of  
receiving  
orders and  
assignments.  
Exception.

**10.** Paragraph (b) of subsection one of section eleven is amended by adding at the end thereof the following:—  
"and except also the rights of a secured creditor under section six of this Act."

Affidavit  
upon  
registration  
where title  
to real estate  
or lien  
affected.

**11.** Subsection eleven of section eleven is amended by adding at the end thereof the following:—

"In cases where the title to real, or immovable, property, or any lien or charge upon or against that class of property, is affected by any receiving order, or authorized assignment, there shall be added to such affidavit the following words, with the incidentally necessary description and information—'The annexed document affects the title to (or a

lien or liens or a charge or charges upon or against, as the case may be) the following described (real or immovable) property: (add such reasonable description of each parcel affected, stating how it is affected, as may enable the registrar or other officer for the time being in charge of the proper office to identify the affected property and to discover how it is affected).’ ”

**12.** Subsection three of section thirteen is repealed and the following substituted therefor:—

“(3) As soon as possible after an authorized trustee has been required to convene a meeting of creditors to consider a proposal of a composition, extension or scheme of arrangement, he shall fix a date for such meeting and send by registered mail to every known creditor (*a*) at least ten days’ notice of the time and place of meeting, the day of mailing to count as the first day’s notice, (*b*) a condensed statement of the assets and liabilities of the debtor, (*c*) a list of his creditors and (*d*) a copy of his proposal. If any meeting of his creditors whereat a statement or list of the debtor’s assets, liabilities and creditors was presented has been held before the trustee is so required to convene such meeting to consider such proposal and at the time when the debtor requires the convening of such meeting the condition of the debtor’s estate remains substantially the same as at the time of such former meeting, the trustee may omit observance of the provisions identified as (*b*) and (*c*) in this subsection. If at the meeting so convened to consider such proposal or at any subsequent meeting of creditors a majority of all the creditors and holding two-thirds in amount of all the proved debts resolves to accept the proposal, either as made or as altered or modified at the request of the meeting, it shall be deemed to be duly accepted by the creditors, and if approved by the court shall be binding on all the creditors.”

Trustee to convene meeting of creditors on proposal for composition, extension or scheme of arrangement.

**13.** Section thirteen of the Act is amended by inserting the following subsections immediately after subsection three:—

“(3a) The provisions of the five immediately next following subsections shall apply only in case the proposal of a composition, extension or scheme of arrangement is made before a receiving order or authorized assignment has been made.

Proposal of composition or arrangement before receiving order or assignment has been made.

“(3b) At any meeting of creditors to consider a proposal of a composition, extension or scheme of arrangement a like majority of the creditors to that which would be competent to accept the proposal may by resolution appoint a committee of not more than five persons to represent the creditors, and such committee or a majority thereof may, if the court, upon the joint application of the trustee

Committee appointed to administer estate or business of debtor.



and the debtor, shall confirm the action of the meeting, and subject to any limitations imposed from time to time by formal resolution of like majority of the creditors as aforesaid, proceed by itself, its solicitors or agents, to investigate the affairs of the debtor to the end that through the committee the creditors may be intelligently advised whether to accept or reject the proposal. The court, when it confirms the action of the meeting or subsequently thereto, may, upon the joint application of the trustee and the debtor, authorize the committee, by itself or the debtor or jointly with him, to administer and carry on the estate or business of the debtor in the interest of the creditors generally, pending acceptance or rejection by them of the debtor's proposal, or the further order of the court, and in particular,—

Powers of  
committee.

Compromise  
of claims of  
debtor against  
others.

(i) To compromise any debts, claims and liabilities, whether present or future, certain or contingent, liquidated or unliquidated, subsisting or supposed to subsist between the debtor and any person who may have incurred any liability to the debtor, on the receipt of such sums, payable at such times and on such terms as may be agreed;

Compromise  
of creditors'  
claims.

(ii) To compromise or otherwise arrange, as may be thought expedient, with creditors or persons claiming to be creditors, in respect of any debts provable or claims made against the debtor or his estate;

Mortgage or  
pledge  
property of  
debtor.

(iii) To mortgage or pledge any part or parts of the property of the debtor for the purpose of raising money for the payment of his debts or any of them or for the making of payment for goods ordered or to secure money advances made to or obtained by or for the debtor by or with the approval of the committee, for the purpose of carrying on such business;

Action of  
committee  
to be binding  
upon  
creditors.

and all acts of the committee or a majority thereof and of the trustee and of the debtor done under authority of this section and by, or by the direction or with the approval of such committee or a majority thereof, but subject to such limitations as the creditors shall have imposed as aforesaid, shall be binding upon all the creditors, and in particular all debts and liabilities incurred for or by the debtor in respect of moneys borrowed or goods purchased for the purpose of continuing, by or under the direction or with the approval of such committee or a majority thereof, the business of the debtor or for the payment of claims and debts, the payment of which the committee or a majority thereof has directed or approved, shall, with the reasonable costs and expenses of the committee, and of the trustee, and of fair remuneration for the trustee's services, the whole to be fixed by the court, if the debtor shall thereafter be adjudged a bankrupt or shall make an authorized assignment, be payable out of the assets

Costs and  
expenses fixed  
by court and  
payable out  
of debtor's  
estate.

and

and property of the debtor in priority to the claims of unsecured creditors.

“(3c) The creditors may, by a simple majority of those present at any meeting, revoke the appointment of any member or members of their committee and in such event, or in case of the death, resignation or absence from the province of any of the committee, may appoint another or others to act permanently or temporarily in their stead.

Appoint-  
ments and  
filling of  
vacancies.

“(3d) If at any meeting of creditors to consider the proposal the chairman shall decide that any creditor has not had sufficient time to prove his claim in manner by this Act required, the chairman may accept cable or telegraphic communications as sufficient proof of the debt due to such creditor and sufficient authority to the person named or mentioned therein to vote or act for such creditor at such meeting, whereupon, as respects the proof and action of such creditors, all properly applicable provisions of this Act for the purposes of such meeting shall be deemed fully complied with.

Cable or  
telegraphic  
proof  
of debts at  
meetings.

“(3e) When proceedings are taken under the immediately preceding four subsections before the making of any receiving order or authorized assignment all other applicable provisions of this Act shall apply but no document in such proceedings shall be headed “The Bankruptcy Act,” nor shall the terms “bankrupt” or “bankruptcy” nor “assignor” or “assignment”, be applied either to a person who before any receiving order or authorized assignment has been made makes a proposal for composition, extension or arrangement, nor to such proposal, unless and until the provisions of the immediately next following subsection of this Act shall have come into effect. All such documents shall be headed “In the Matter of a Proposal by . . . . . for a Composition”, or “In the Matter of a Proposal by . . . . . for an Extension of Credit”, or “In the Matter of a Proposal by . . . . . of a Scheme of Arrangement of his Affairs”, as the circumstances may require.

Heading of  
documents,  
and terms to  
be used,  
under these  
proceedings.

“(3f) If as the result of proceedings instituted under the five immediately preceding subsections neither the proposal of the debtor, nor any further proposal by him or by the creditors by way of amendment is accepted, or confirmed by the court, then, notwithstanding anything in this Act, the court, unless good cause for action otherwise shall appear, shall, upon proof of such fact, and without more, upon application of the trustee or of the committee or a majority thereof, adjudge the debtor bankrupt and make a receiving order. The court may consider an offer of the debtor to forthwith execute an authorized assignment as good cause for such action otherwise.”

If proposals  
not accepted,  
nor  
confirmed,  
debtor may  
be adjudged  
bankrupt  
and receiving  
order made.

**14.** The Act is amended by inserting the following section immediately after section thirteen:—



Stay of proceedings pending consideration of proposal of composition, extension or scheme of arrangement.

"13A. (1) The court, at any time after a debtor has required an authorized trustee to convene a meeting of creditors to consider a proposal of a composition, extension or scheme of arrangement, may, on the *ex parte* application of the trustee and his affidavit disclosing the circumstances and stating his belief that the success of the intended efforts to bring into effect a composition, extension of time for payment, or scheme of arrangement of the debtor's affairs and obligations will be imperilled unless, pending consideration by the creditors of the proposal made or to be made the existing conditions as to litigation of claims against the debtor is preserved, order that any action, execution or other proceeding against the person or property of the debtor pending in any court other than the court having jurisdiction in bankruptcy shall stand stayed until the last mentioned court, upon or before report made of the result of the dealings between the debtor and his creditors, shall otherwise order, whereupon such action, execution or other proceeding shall stand stayed accordingly; and the court in which any such proceedings are pending may likewise, on like application and proof, stay such proceedings until the court having jurisdiction in bankruptcy shall otherwise order.

Proceedings stayed on making of assignment or order approving proposal, except as to secured creditors.

"(2) On the making of an authorized assignment or an order approving a proposal of a composition, extension or scheme of arrangement every such action, execution or other proceeding for the recovery of a debt provable in authorized assignment or composition, extension or scheme of arrangement, proceedings under this Act shall, subject to the rights of secured creditors to realize or otherwise deal with their securities stand stayed unless and until the court shall, on such terms as it may think just, otherwise order."

15. Subsection eight of section fourteen is repealed and the following substituted therefor:—

Additional security to be given by trustee.

"(8) If a majority of the creditors present at any meeting duly called require the trustee to provide further security the trustee shall, within thirty days after the making of the receiving order or authorized assignment, or forthwith if first required after the elapse of such period, give security by bond or otherwise to the registrar of the court in the bankruptcy district or division of the debtor's locality in the amount required by the creditors, for the due accounting and payment over and transfer of all property received or to be received by the trustee as such in respect of the estate of the debtor. The expense incident to the furnishing of such security may be charged by the trustee to the estate of the debtor."

16.



**16.** Subsection one of section fifteen is repealed and the following substituted therefor:—

“**15.** (1) Creditors constituting a majority in number of those who have proved debts of twenty-five dollars or upwards and holding half or more in amount of the proved debts of twenty-five dollars or upwards may, at their discretion, at any meeting of creditors, substitute any other authorized trustee acting for or within the same bankruptcy district or division for the trustee named in the receiving order or to whom an authorized assignment has been made.”

New trustee  
may be  
substituted.

**17.** Subsection three of section seventeen is repealed and the following substituted therefor:—

“(3) The trustee shall, on the making of a receiving order or an authorized assignment, forthwith insure and keep insured in his official name until sold or disposed of, all the insurable property of the debtor, to the fair realizable value thereof or to such other insurable amount as may be approved by the inspectors or by the court, in insurance companies authorized to carry on business in the province wherein the insured property is situate.”

Trustee to  
insure  
property of  
debtor.

**18.** Section eighteen is amended by adding thereto as paragraph (*d*) the following:—

“(d) An authorized trustee may at any time apply to the court for directions in relation to any matter affecting the administration of the estate of a bankrupt, an authorized assignor or a debtor who has made a proposal for a composition, extension or scheme of arrangement. The court shall give in writing such directions, if any, as may be proper according to the circumstances and not inconsistent with this Act, which directions shall bind, as well as justify the subsequent consonant action of, the trustee.”

Trustee may  
apply to  
court for  
directions.

**19.** Subsection one of section twenty is amended by adding thereto as paragraph (*k*) thereof the following:—

“(k) Elect to retain for the whole or part of its unexpired term, or to assign or disclaim, the whole pursuant to this Act, any lease of, or other temporary interest in any property forming part of the estate of the debtor.”

Trustee with  
permission of  
inspectors  
may retain or  
disclaim  
leases.

**20.** Subsection two of section twenty is repealed and the following substituted therefor:—

“(2) The permission given for the purposes of this section shall not be a general permission to do all or any of the above mentioned things but shall only be a permission to do the particular thing or things or class of thing or things which the written permission specifies.”

Permission  
limited to  
particular  
thing or class.

**21.** Section twenty-two is amended by adding thereto as subsection three the following:—

Person  
alleged or  
claiming to  
own goods in  
charge or  
possession of  
debtor must  
give 15 days  
notice to  
trustee of  
intention to  
remove  
them.

“(3) Where any goods in the charge or possession of a debtor at the time when a receiving order or an authorized assignment is made are alleged to be in his charge or possession subject to the ownership or a special or general property right, or right of possession in another person, and whether or not such goods are held by the debtor under or subject to the terms of any lien, consignment, agreement, hire receipt, or order, or any agreement providing or implying that the ownership of, property in, or right to possession of such goods, or other or like goods in exchange or substitution, shall vest in or pass to the debtor only upon payment of defined or undefined moneys, or upon performance or abstention from performance of any acts or conditions, the person alleged or claiming to own such goods or such special or general property or right of possession therein or thereof shall not, by himself or his agents or servants, nor shall his agents or servants, remove or attempt to remove such goods or any thereof out of the charge or possession of the debtor, or of the authorized trustee or any actual custodian thereof, until the elapse of fifteen days after delivering notice in writing to the trustee of intention to so remove. It shall not be implied from these provisions that the rights of others than the trustee have been thereby in any manner extended.”

Documents  
sent to  
statistics  
department.

**22.** Subsection two of section twenty-four is amended by adding at the end as paragraph (f) thereof the following:

“(f) any order made under subsection eighteen of section thirteen of this Act annulling any adjudication of bankruptcy.”

Removal of  
goods. Bank  
deposits.

**23.** Section twenty-six is amended by striking from the fifth and fourteenth lines thereof the word “consent” and substituting in each case the word “permission”.

**24.** Section twenty-seven is amended by adding the following paragraphs thereto immediately after paragraph (b) thereof:—

Trustee  
carrying on  
business of  
debtor may  
apply to  
court for sale  
of property  
by tender if  
creditors  
refuse or  
neglect to  
repay  
advances.

“(c) If the creditors, within ten days after demand by the trustee (made to the inspectors or at any meeting of creditors called by the trustee for the purpose of making such demand) refuse or neglect to repay to the trustee all money advances made by him or obtained in whole or in part upon his credit or responsibility and to secure the trustee to an extent adequate in his opinion or (if the trustee and the creditors cannot agree) in that of the court, in respect of all liabilities incurred or which may be incurred by the trustee in so carrying on the business of the debtor, the court may,



upon application of the trustee, order that the property of the debtor be offered for sale by tender, to be addressed to and opened by the court, at any time to be named by the court, and after such advertisement and opening of any tenders received and subject to the directions and approval of the court, sell the whole or any part of the property of the debtor and apply the proceeds to the payment of the advances, liabilities, expenses and proper costs made and incurred by the trustee in the administration of the estate of the debtor.

Tenders and sale.

“(d) If the property of a debtor shall be so offered for sale and, within thirty days after the time set for the opening of tenders, no tender or offer of an amount sufficient to repay the advances made and liabilities incurred by the trustee and also his proper costs and expenses, shall be received by the court, then the court may, after such notice to the debtor and the creditors as to it may seem proper, permit the trustee, in his personal capacity, to bid such a sum as shall be sufficient to repay him his advances, costs, expenses, and the amount of any liabilities incurred by him and reasonable remuneration and (conditional upon no higher bid being received before actual vesting of the property in him in his personal capacity) to purchase the whole or any part of such property at such prices and upon such terms as shall be approved by the court. If the trustee shall so purchase the whole or any part of such property it shall pass to and vest in him in his personal capacity when the court shall so order, whereupon all rights and interests of the debtors and the creditors in or to it shall become determined and ended.”

Court may permit trustee to purchase property if tenders are insufficient.

**25.** Subsection one of section thirty is repealed and the following substituted therefor:—

“**30.** (1) Where a person engaged in any trade or business makes an assignment of his existing or future book debts or any class or part thereof, and is subsequently adjudicated bankrupt or makes an authorized assignment, the assignment of book debts shall be void against the trustee in the bankruptcy or under the authorized assignment, as regards any book debts which have not been paid at the date of the presentation of the petition in bankruptcy or of the making of the authorized assignment, unless there has been compliance with the provisions of any statute which now is or hereafter may be in force in the province wherein such person resides or is engaged in said trade or business as to registration, notice and publication of such assignments. Provided that nothing in this section shall have effect so as to render void any assignment of

Avoidance of general assignment of book debts.



book debts, due at the date of the assignment from specified debtors, or of debts growing due under specified contracts, or any assignment of book debts included in a transfer of a business made *bona fide* and for value, or in any authorized assignment."

Payments,  
etc., without  
notice of  
bankruptcy.

**26.** Subsection one of section thirty-two is amended by striking from the last line thereof the words "before that time".

Adjustment  
of rights of  
contribu-  
tories.

**27.** Subsection eleven of section thirty-six is repealed and the following substituted therefor:—

"(11) The court shall, on the application of any contributory, adjust the rights of the contributories among themselves, and, for the purpose of facilitating such adjustment may direct the trustee to intervene, carry the proceedings, employ legal or other assistance and make such investigations, do such acts and furnish such information as to the court may seem necessary or advisable."

Court may  
allow  
remuneration,  
expenses and  
costs as  
against  
contribu-  
tories.

**28.** Section thirty-six is amended by adding thereto as subsections twelve and thirteen the following:—

"(12) The court shall allow to the trustee and to any solicitor, advocate or counsel or other assistant employed by him under the provisions of the immediately preceding subsection, as against the contributories or any of them, such remuneration, expenses and costs as the court shall deem just, and such remuneration, expenses and costs shall be paid out of such moneys as shall be collected from contributories under the order or direction of the court for the purposes of the adjustment or out of moneys payable to the contributories by the estate of the debtor, as the court shall order, but such remuneration, expenses and costs shall not be payable in any event out of the general estate of the debtor.

Security for  
remuneration,  
expenses and  
costs.

"(13) The court, before proceeding to adjust the rights of contributories among themselves as by subsection eleven of this section provided, may order that the contributory applying shall provide security, in form and amount satisfactory to the court, for the payment of such remuneration, expenses and costs as will be incident to such adjustment, and, in default of such security being provided as and when ordered, the court may refuse to proceed with such adjustment."

Right of  
creditor to  
dividend.

**29.** Subsection three of section thirty-seven is amended by adding after the word "entitled" at the end of the second line the words "upon proof of such debt."

**30.** Subsection six of section thirty-seven is repealed and the following substituted therefor:—

“(6) The trustee may, at any time after the first meeting of creditors, give notice by registered mail prepaid to every person of whose claim to be a creditor with a provable debt the trustee has notice or knowledge, but whose said debt has not been proved, that if such person does not prove his debt within a period limited by the notice and expiring not sooner than thirty days after the mailing of the notice the trustee will proceed to make a dividend or final dividend without regard to such person’s claim. If any person so notified does not prove his debt within the time limited or within such further time as the court, upon proof of merits and satisfactory explanation of the delay in making proof, may allow, the claim of such person shall, notwithstanding anything in this Act, be excluded from all share in any dividend.”

Notice that if claim not proved within 30 days, dividend or final dividend will be made.

Court may extend time

**31.** Subsection seven of section thirty-seven is repealed and the following substituted therefor:—

“(7) The trustee having (a) gazetted and published as required by section eleven, subsection four, and (b) mailed as required by section forty-two, subsection two, and (c) realized all the property of the bankrupt or authorized assignor or all thereof that can, in the joint opinion of himself and of the inspectors, be realized without needlessly protracting the trusteeship, and (d) settled or determined or caused to be settled or determined the claims of all creditors to rank against the estate of the debtor, shall make a final dividend and be at liberty subject to the various provisions of this Act, to divide the property of the debtor among the creditors who have proved their debts without regard to the claims of any other claimants.”

Final dividend and division of estate.

**32.** Subsection eight of section thirty-seven of the Act as enacted by section ten of chapter thirty-four of the statutes of 1920, is amended by striking out the first fifteen lines thereof and also the sixteenth line to and including the word “thereof.”

Unpaid dividends paid to Receiver General.

**33.** Subsection one of section forty is repealed and the following substituted therefor:—

“(1) The remuneration of the trustee in bankruptcy or in any other proceedings under this Act, for his services, excepting those rendered (a) upon the adjustment of the rights of contributories as among themselves, and (b) in connection with the application of a bankrupt or authorized assignor for a discharge, shall be such as is voted to the trustee by a majority of creditors present at any general meeting. In the excepted cases the trustee’s remuneration shall be fixed by the court.”

Remuneration of trustee.

**34.**



**34.** Section forty-one is repealed and the following substituted therefor:—

Discharge of trustee.

“**41.** (1) The court may by its order discharge an authorized trustee from his trusts and from further performance of all or any of his duties and obligations with respect to any estate, upon full administration of the affairs thereof or, for sufficient cause, before full administration. The court shall require proof of the extent of administration and (where there has not been full administration) of the condition of the estate and of the alleged sufficient cause.

Discharge when another trustee has been appointed and account satisfactory.

“(2) In particular the trustee shall be entitled to be discharged as aforesaid if, before full administration of the affairs of an estate, another trustee has been substituted for the trustee applying, the latter has accounted to the satisfaction of the inspectors or the court for all property of the estate which came to his hands and a period of three months has elapsed after the date of such substitution without any undisposed of claim or objection having been made by the debtor or any creditor;

Discharge when accounts approved and two years have elapsed after final dividend.

“(3) When the trustee’s receipts, disbursements and accounts have been approved in writing by the inspectors or the court, a period of two years has elapsed after payment of the final dividend and proof has been supplied that all objections, applications and appeals made by any creditor or the debtor have in the meantime been settled or satisfactorily disposed of, the affairs of the estate shall be deemed to have been fully administered;

Special security released.

“(4) The discharge of a trustee under the provisions of this section shall operate as a release of the special security provided pursuant to subsection eight of section fourteen of this Act;

Fraud or breach of trust.

“(5) Nothing in or done under authority of this section shall relieve or discharge or be deemed to relieve or discharge a trustee from the results of fraud or any fraudulent breach of trust;

Disposal of books and papers.

“(6) The trustee shall finally dispose of all books and papers of the estate of the bankrupt or authorized assignor in manner prescribed by general rules.”

**35.** Subsection twelve of section forty-two is repealed and the following substituted therefor:—

Power of chairman of creditors’ meeting to admit or reject proof.

“(12) The chairman of the meeting shall have power to admit or reject a proof for the purpose of voting, but his decision shall be subject to appeal to the court. He may, for the same purpose, notwithstanding anything in this Act, accept telegraphic or cable communication as proof of the debt of a creditor who carries on business out of Canada and likewise as to the authority of any one claiming to represent and vote on behalf of such creditor. If the chairman is in doubt whether the proof of a creditor



should be admitted or rejected he shall mark the proof as objected to and allow the creditor to vote subject to the vote being declared invalid in the event of the objection being sustained."

**36.** Section forty-three is amended by adding at the end as subsection six thereof the following:—

"(6) No inspector shall be capable of, directly or indirectly, purchasing or acquiring for himself or for another any of the property of the estate for which he is an inspector, unless with the prior approval of the court."

Inspector may not acquire property.

**37.** Section forty-six is amended by striking from the end of subsection one the reference "(Eng. Sch. 2 No. 10)" and by striking from subsection two the reference "(Eng. Sch. 2 No. 11)".

References taken out.

**38.** Subsection three of section forty-six is repealed and the following substituted therefor:—

"(3) If a secured creditor does not either realize or surrender his security he shall, within thirty days after the date of the receiving order, or of the making of the authorized assignment, or within such further time as may be allowed by the court or the inspectors, file with the trustee a statutory declaration stating therein full particulars of his security or securities, the date when each security was given and the value at which he assesses each thereof. Every creditor shall also, upon demand of the trustee, identify to and for the trustee, within ten days after such demand, any property comprised within the estate of the debtor in, upon or against which he, the creditor, claims to hold any right, interest, lien or security. A creditor shall be entitled to receive a dividend in respect only of the balance due to him after deducting the assessed value of his security, and if any creditor omits or refuses to identify property as in this subsection provided, and within the time so provided (unless it be extended in writing by the trustee or by the court), his right, interest, lien or security in, upon or against such property shall, by force of this Act, and without more, at the expiration of the time limited, become forfeited to the estate of the debtor."

Secured creditor to value securities.

Creditor to identify property on which he claims lien.

Dividend for balance, and penalty for contravention.

**39.** Subsection one of section fifty-one is amended by adding at the end thereof:—

"and all indebtedness of the bankrupt or authorized assignor under any Workmens' Compensation Act."

Priority of claims.

**40.** Subsection four of section fifty-two is repealed and the following substituted therefor:—

"(4)

Continued  
occupation  
of leased  
premises by  
trustee.

“(4) The trustee shall be entitled to continue in occupation of the leased premises for so long as he shall require the premises for the purposes of the trust estate, and any payment to be made to the landlord in respect of accelerated rent shall be credited against the amount payable by the trustee for the period of his occupation. The trustee may surrender possession at any time but if he shall occupy for three months or more beyond the date of the making of the receiving order or authorized assignment the landlord shall be entitled to receive three months’ notice in writing of the trustee’s intention to surrender possession or three month’s rent in lieu thereof. After the trustee surrenders possession such of the landlord’s rights as are based upon actual occupation by the trustee shall cease.”

41. Subsection five of section fifty-two is repealed and the following substituted therefor:—

Trustee may  
elect to  
retain leased  
premises and  
on payment  
of overdue  
rent may  
assign lease.

“(5) Notwithstanding the legal effect of any provision or stipulation in any lease, where a receiving order or authorized assignment has been made, the trustee may at any time while he is in occupation of leased premises for the purposes of the trust estate and before he has given notice of intention to surrender possession, or disclaimed, elect to retain the leased premises for the whole or any portion of the unexpired term, and he may, upon payment to the landlord of all overdue rent, assign the lease to any person who will covenant to observe and perform its terms and agree to conduct upon the demised premises a trade or business which is not reasonably of a more objectionable or more hazardous nature than that which was thereon conducted by the debtor, and who shall on application of the trustee be approved by the court as a person fit and proper to be put in possession of the leased premises. Provided, however, that before the person to whom the lease shall be assigned shall be permitted to go into occupation he shall deposit with the landlord a sum equal to six months’ rent or supply to him a guarantee bond approved by the court in a penal sum equal to six months’ rent, as security to the landlord that such person will observe and perform the terms of the lease and the covenants made by him with respect to his occupation of such premises.”

Security to  
be given by  
assignee of  
leased  
premises.

42. Subsection six of section fifty-two is repealed and the following substituted therefor:—

Trustee  
may disclaim  
lease.

“(6) The trustee shall have the further right, at any time before giving notice of intention to surrender possession, and before becoming under obligation to give such notice in case of intention on his part to surrender possession, to disclaim any such lease, and his entry into possession of the leased premises and their occupation by him



while required for the purposes of the trust estate shall not be deemed to be evidence of an intention on his part to elect to retain the premises nor affect his right to disclaim or to surrender possession pursuant to the provisions of this section; and if after occupation of the leased premises he shall elect to retain them and shall thereafter assign the lease to a person approved by the court as by subsection five hereof provided, the liability of the trustee, whether personal or as trustee and whether arising out of privity of contract or of estate and as well all liability of the estate of the debtor shall, subject to the provisions of subsection one hereof, be limited and confined to the payment of rent for the period of time during which the trustee shall remain in possession of the leased premises for the purposes of the trust estate."

Liability if he elects to retain and assign premises.

**43.** Subsection seven of section fifty-two is repealed and the following substituted therefor:—

"(7) Where the bankrupt or authorized assignor, being a lessee, has, before the making of the receiving order or authorized assignment, demised by way of underlease any premises and the trustee disclaims or elects to assign the lease, the court may, upon the application of such underlessee, make an order vesting in the underlessee an equivalent interest in the property, the subject of the demise to him, to that held by him as underlessee of the debtor, but subject, except as to rental payable, to the same liabilities and obligations as the bankrupt was subject to under the lease at the date of the making of the receiving order or authorized assignment, performance to be secured as and pursuant to the same conditions as provided by subsection five of this section in case of an assignment of lease made by the trustee. The underlessee shall in such event be required to covenant to pay to the landlord a rental not less than that payable by the underlessee to the debtor and if such last mentioned rental was greater than that payable by the debtor to the landlord the underlessee shall be required to covenant to pay to the landlord the like greater rental. The provisions of said subsection five shall be read subject to these provisions so that an underlessee, if he so desires, may have prior opportunity to acquire the right to the possession, for any unexpired term, of the premises occupied or held by him of the debtor, and further, if it shall seem to the court most desirable in the interest of the debtor's estate, and notwithstanding the foregoing provisions of this subsection, a prior opportunity to acquire, pursuant to subsection five hereof, an assignment of the head lease."

Underlease by bankrupt or assignor, if disclaimed or assigned, by trustee may be vested in underlessee of debtor.

Rental payable.

Prior rights of underlessee.

**44.** Subsection two of section fifty-six as enacted by section fourteen of chapter thirty-four of the statutes of

Penalty for failure to attend for examination.



1920 is amended by striking out the word "him" after the word "cause" in the fifth line from the end thereof, and substituting therefor the words "the debtor or other person so in default."

Jurisdiction  
of courts of  
bankruptcy.

**45.** Subsection one of section sixty-three is amended by striking out of the second, third and fourth lines thereof the words "within their territorial limits as now established or as these may be hereafter changed."

Appeal  
Courts.

**46.** Subsection three of section sixty-three is amended by striking out of paragraph (a) the word "Alberta" and by striking out of paragraph (c) thereof the words "In the Province of Ontario" and substituting the words "In the Provinces of Ontario and Alberta."

**47.** Section seventy-two is repealed and the following substituted therefor:—

Search  
warrants.

"**72.** (1) The court may by warrant direct the seizure or search in behalf of the trustee under a receiving order or authorized assignment, of or for any part of the property of the debtor, whether in possession of the debtor or of any other person, and for that purpose the breaking open of any building or place where the debtor or any part of his property is believed to be.

Enforcement  
of warrants.

"(2) Any warrant of a court having jurisdiction in bankruptcy may be enforced in any part of the Dominion of Canada in the manner prescribed or in the same manner and subject to the same privileges in, and subject to which, a warrant issued by any justice of the peace under or in pursuance of the *Criminal Code* may be executed against a person for an indictable offence."

**48.** Section eighty-five is repealed and the following substituted therefor:—

Who may  
act for  
corporations,  
firms and  
lunatics.

"**85.** For all or any of the purposes of this Act, an incorporated company may act by any of its officers or employees authorized in that behalf, a firm may act by any of its members, and a lunatic may act by his committee or curator or by the guardian or curator of his property."

**49.** The Act is amended by inserting immediately after section eighty-eight, the following:—

Where body  
of persons  
and court  
given  
alternative  
powers, court  
to await  
prior  
action.

"**88A.** Where by this Act any body of persons is given power or authority to permit, consent or approve, and the court is given like power or authority alternatively, or otherwise than on appeal, and such body of persons has been constituted or convened, the court shall not act except upon satisfactory proof of prior application to such body of persons and its refusal of such application or its omission to announce its conclusion thereon within what the Court

shall deem, according to the circumstances, a reasonable time."

**50.** The Act is amended by inserting the following as section ninety-seven thereof:—

"**97.** Any person, except the authorized trustee herein-  
after mentioned, who, before the elapse of fifteen days  
after delivery to the authorized trustee of the notice in  
writing mentioned in section twenty-two, subsection three,  
of this Act, or in case no such notice has been delivered,  
shall remove or attempt to remove the goods or any thereof  
mentioned in such section and subsection out of the charge  
or possession of the debtor or of the authorized trustee or  
other actual custodian of such goods, unless with the written  
permission of the trustee, shall be guilty of an indictable  
offence and liable to a fine not exceeding five thousand  
dollars, or to a term not exceeding two years' imprisonment,  
or to both such fine and such imprisonment."

Penalty for  
removing,  
attempting  
or counselling  
removal of  
debtor's  
goods  
without  
notice.

**51.** Section ninety-eight is repealed and the following substituted therefor:—

"**98.** Where any offence against this Act has been  
committed by an incorporated company every officer,  
director or agent of the company who directs, authorizes,  
condones, or participates in the commission of the offence,  
shall be liable to the like penalties as such company and as  
if he had committed the like offence personally, and he  
shall be so liable cumulatively with the company and with  
such officers, directors or agents of the company as may  
likewise be liable hereunder."

Liability of  
officer,  
director or  
agent of  
Company.

**52.** The French version of *The Bankruptcy Act*, chapter  
thirty-six of the statutes of 1919, is hereby amended by  
striking out the words "tenir maison" in the last line of  
paragraph (d) of section three thereof, and substituting  
therefor the words "se renfermer dans sa maison."

"Keep  
house"

**53.** Section eleven of the French version of the Act,  
as amended by sections six and seven of chapter thirty-  
four of the statutes of 1920, is further amended by striking  
out the word "meubles" wherever in such section as so  
amended such word occurs and substituting in each case  
the word "réels."

"Real  
property".

**54.** Subsection eight of section four of the Act is repealed  
and the following substituted therefor:—

"(8) Where proceedings have been stayed or have not  
been prosecuted with effect the Court may, if by reason  
of the delay or for any other cause it is deemed just so  
to do, make a receiving order on the petition of another  
creditor,

Receiving  
order on  
another  
petition.



creditor, and shall thereupon dismiss on such terms as it may deem just the petition in the stayed or non-prosecuted proceedings."

Law of province to apply in favour of purchaser for value without notice.

**55.** Section eleven of the Act is amended by adding as subsection seventeen the following:—

"(17) The law of the province in which real, or immovable, property is situate as to registration and the effect of non-registration of documents affecting title to or liens upon real, or immovable, property, shall, notwithstanding anything in this Act, apply in favour of purchasers for value without notice, to any lot of real, or immovable, property which has not been identified in manner required by subsection eleven of this section within three months after the making of the receiving order or authorized assignment whereunder any title to or interest in such lot has vested in an authorized trustee, and in cases in which the foregoing provision shall come into operation the trustee's title to or interest in such lot shall be and be deemed divested to the extent necessary to permit such provision to so come into operation."

Notice by bank to trustee.

**56.** Subsection two of section thirty-four of the Act is amended by inserting between the words "bankrupt" and "then" in the second line the words "or has made an authorized assignment", and by inserting between the words "bankruptcy" and "of" in the fifth line the words "or authorized assignment proceedings."

Payment by contributory to trustee.

**57.** Subsection three of section thirty-six is amended by striking out of the fifth and sixth lines thereof the words "assignment for the general benefit of creditors" and substituting the words "authorized assignment."

Dividend after final dividend.

**58.** Section thirty-seven of the Act is amended by adding thereto as subsection ten the following:—

"(10) Notwithstanding the declaration of a final dividend if any assets reserved for contingent claims, or assets subsequently received, become available for the payment of a further dividend and the necessary expenses of declaring the same, the trustee shall declare and pay such further dividend."

Tariff of costs and fees.

**59.** Section sixty-seven of the Act is hereby amended by adding after the word "tariff" in the fourth line from the end of the section the following words:—

"shall also fix the fees to be paid to the officers of the Court and"



**60.** The Act is amended by adding thereto as section ninety-nine the following:—

**“99.** This Act shall be administered by the Minister of Administration.  
Justice.”

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King's most Excellent Majesty.



## 11-12 GEORGE V.

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### CHAP. 18.

An Act to amend the Canada Evidence Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S. c. 145;  
1917, c. 14;  
1919, c. 12.

1. Subsection two of section twenty-eight of the *Canada Evidence Act*, Revised Statutes of Canada, 1906, chapter one hundred and forty-five, is amended by substituting the word "seven" for the word "ten" in the last line thereof.

Notice of  
intention  
to produce  
copies of  
books, etc.,  
reduced  
from 10 to  
7 days.

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## 11-12 GEORGE V.

### CHAP. 19.

#### An Act to amend the Canada Shipping Act (Public Harbours).

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Section eight hundred and fifty-five of the *Canada Shipping Act*, Part XII, Public Harbours and Harbour Masters, Revised Statutes of Canada, 1906, chapter one hundred and thirteen, is repealed, and the following is substituted therefor:—

“**855.** The Governor in Council may by any such regulation impose a penalty not exceeding in any case one thousand dollars for any violation of the same. If any such violation continues for more than twenty-four hours every additional twenty-four hours during which it continues shall be deemed to be a separate and additional violation of such regulation.”

R.S., c. 113;  
1907, cc. 46,  
47;  
1908, cc. 64,  
65;  
1912, c. 51;  
1913, c. 49;  
1914, cc. 48,  
49;  
1916, cc. 12,  
13;  
1919, cc. 41,  
42;  
1919 (2nd  
Sess.), c. 7;  
1920, c. 23.

Penalty for  
breach of  
harbour  
regulations  
increased.

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# 11-12 GEORGE V.

## CHAP. 20.

An Act with regard to certain Proceedings under Part IV of the Canada Temperance Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S., c. 152;  
1908, c. 71;  
1910, c. 58;  
1914, c. 53;  
1916, c. 14;  
1917, c. 30;  
1919, (2 Sess.)  
c. 8.

1. No proclamation heretofore or hereafter issued under Part IV of the *Canada Temperance Act*, as enacted by chapter eight of the statutes of 1919, second session, shall be deemed to be void, irregular, defective or insufficient for the purposes intended merely because it does not set forth the day on which, in the event of the vote being in favour of the prohibition, such prohibition will go into force, provided it does state that such prohibition shall go into force on such day and date as shall by Order in Council under section one hundred and nine of the *Canada Temperance Act* be declared.

Proclamation valid if it states prohibition shall go into force on day and date declared by Order in Council.

2. No Order of the Governor in Council declaring prohibition in force in any province, whether heretofore passed or hereafter to be passed, shall be or be deemed to have been ineffective, inoperative or insufficient to bring prohibition into force at the time thereby declared by reason of any error, defect or omission in the proclamation or other proceedings preliminary to the vote of the electors, or in the taking, polling, counting or return of the vote or in any step or proceeding precedent to the said Order, unless it appear to the court or judge before whom the prohibition is in question that the result of the vote was thereby materially affected.

Order in Council not invalid by reason of errors in proclamation or other proceedings unless court holds result materially affected.

3. Any court in which proceedings are pending at the time of the coming into force of this Act in which the validity of any proclamation referred to in section one hereof is questioned shall have discretion to make such order as it may see fit with regard to the costs of the proceedings having in view the provisions of this Act.

Court may make order as to costs.



# 11-12 GEORGE V.

## CHAP. 21.

### An Act to amend the Chinese Immigration Act.

[Assented to 4th June, 1921.]

**HIS** Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S., c. 95;  
1908, c. 14;  
1917, c. 7.

**1.** (1) Paragraph (c) of subsection one of section seven of the *Chinese Immigration Act*, Revised Statutes of Canada, 1906, chapter ninety-five, as enacted by chapter fourteen of the statutes of 1908, and as amended by chapter seven of the statutes of 1917, is amended by striking out the following words at the end of the said subsection: "or who are bearers of certificates of identity, or other similar documents issued by the government or by a recognized official or representative of the government whose subjects they are, specifying their occupation and their object in coming into Canada," and by substituting in lieu thereof the following words: "whose decision shall be final and conclusive."

All immigrants must establish identity to satisfaction of Controller, subject to approval of Minister.

(2) Subsection two of section seven of the said chapter ninety-five is repealed.

Provision respecting certificate repealed.

**2.** Section seven B of the said chapter ninety-five, as enacted by chapter seven of the statutes of 1917, is amended by inserting after the word "magistrate" in the eighth line the words "or a Board of Inquiry appointed under the authority of section thirteen of *The Immigration Act*, chapter twenty-seven of the statutes of 1910," and by inserting in each case after the word "magistrate" in the tenth and twelfth lines thereof the words "or a Board of Inquiry."

Board of Inquiry given power to order deportation.

**3.** Section eighteen of the said chapter ninety-five is repealed, and the following is substituted therefor:—

Definition of prohibited persons in Immigration Act made applicable to Chinese.

"**18.** The provisions of section three of *The Immigration Act*, and any amendments that have been or which may be made thereto shall apply to persons of Chinese origin."

**4.**



Refund of  
tax on  
return  
within two  
years.

4. (1) Section twenty-one of the said chapter ninety-five is amended by striking out the words "twelve months" where they occur in the second and the seventh lines thereof, and substituting therefor in each case the words "two years."

(2) The said section twenty-one is further amended by adding thereto the following subsection:—

Unregistered  
persons liable  
to tax on  
return to  
Canada.

"(2) Every person of Chinese origin who leaves Canada and does not register shall be subject on his return to the tax of five hundred dollars imposed by this Act as in the case of a first arrival."

5. Section twenty-five of the said chapter ninety-five is repealed, and the following is substituted therefor:—

Power to  
arrest  
prohibited  
persons.

"25. Any person of Chinese origin belonging to the prohibited classes who enters or remains in Canada contrary to any of the provisions of this Act or of *The Immigration Act* may be arrested without a warrant by any immigration officer, whether appointed under the authority of this Act or of *The Immigration Act* or of any Act relating to the Civil Service, and brought before the Controller for examination, and the examination shall be conducted as if such person were being examined before being admitted to Canada, and if such person belongs to the prohibited classes he shall be forthwith deported and in all such cases the onus of proof shall rest upon the person being examined, and the master, conductor or other person who lands or brings or assists or permits to land in Canada any such person of Chinese origin shall be liable to a penalty not exceeding two hundred dollars, or to imprisonment for a term not exceeding six months."

Indictable  
offences  
made  
summary.

6. The said chapter ninety-five is amended by striking out the word "indictable" in subsections one and two of section twenty-seven as enacted by chapter fourteen of the statutes of 1908, in section twenty-eight, in section twenty-nine, and in section thirty.

Summary  
provision of  
*Criminal*  
*Code* made  
applicable.

7. (1) Section thirty-one of the said chapter ninety-five is amended by adding the following words at the end thereof: "and the provisions of Part XV of the *Criminal Code* shall apply to all such suits and actions."

Imprison-  
ment may  
be added if  
fine not paid.

(2) In any case where a fine, or imprisonment and a fine, is imposed under the provisions of this Act, the sentence may adjudge a term of imprisonment or a further term of imprisonment not exceeding in any case two months, to be served by the offender if such fine is not paid."

# 11-12 GEORGE V.

## CHAP. 22.

An Act to amend the Civil Service Act, 1918.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1918, c. 12;  
1919 (2 Sess.),  
cc. 10, 11;  
1920, c. 41.

1. Section thirty-eight A of *The Civil Service Act, 1918*, as amended by chapter ten of the statutes of 1919 (second session) is repealed, and the following sections are enacted in lieu thereof:—

“38A. The provisions of this Act shall not apply to positions in connection with the Government Railways or any railway owned or controlled by His Majesty, or to any position on any ship of His Majesty, until Parliament otherwise enacts.

Act not to  
apply to  
employees on  
railways  
or ships.

“38B. (1) In any case where the Commission decides that it is not practicable nor in the public interest to apply this Act to any position or positions, the Commission may, with the approval of the Governor in Council, exclude such position or positions in whole or in part from the operation of the Act, and make such regulations as are deemed advisable prescribing how such position or positions are to be dealt with.

Positions,  
how excluded  
from operation  
of Act.

(2) An annual report shall be made to Parliament within thirty days from the commencement of each session, by the Civil Service Commission, setting forth the positions excluded under this section in whole or in part from the operation of the Act and the reasons therefor together with the regulations prescribed and approved for dealing with such positions.

“38C. Nothing in this Act shall affect the powers of the Governor in Council with respect to the appointment of any Commissioner or other member of any Royal or other Commission or Board or any Deputy Head.”

Act not to  
apply to  
appointment  
of Commissioners,  
etc.,  
or Deputy  
Head.

2. Section thirty-nine of the said Act, as amended by the said chapter ten, is repealed, and the following section is enacted in lieu thereof:



List of  
successful  
candidates.

"39. (1) Immediately after each examination a list of the successful competitors in the case of a competitive examination, and of successful candidates in order of merit in other examinations, shall be made out and published in the *Canada Gazette*.

Special list  
of pensioners.

"(2) The Civil Service Commission shall prepare and maintain a special list of persons in receipt of pensions by reason of their services in the war, nineteen hundred and fourteen to nineteen hundred and eighteen, who

"(i) have from causes attributable to such service lost capacity for physical exertion to an extent which makes them unfit efficiently to pursue the avocations which they were pursuing before the war,

"(ii) have not been successfully re-established in some other avocation, and

"(iii) desire to be placed on such list.

The Commission shall obtain as full particulars of each person on such list, including particulars of his age, education, physical and mental condition, resources and responsibilities, as it is possible to obtain from all available records.

Preference for  
persons on  
list of  
pensioners.

In all examinations for entrance into the civil service the persons named on such list who are found to possess the necessary qualifications shall be placed in the order of merit on the list of successful candidates above all other candidates.

Preference  
for persons  
who served  
in war.

"(3) In all examinations for entrance into the civil service all persons other than those mentioned in subsection two of this section who have been on active service overseas on the military forces or who have served on the high seas in a seagoing ship of war in the naval forces of His Majesty, or of any of the allies of His Majesty, during the war, nineteen hundred and fourteen to nineteen hundred and eighteen, who have left such service with an honourable record or who have been honourably discharged, or when any persons who have served as aforesaid have died owing to such service the widows of such persons, and who in either case obtain sufficient marks to pass such examinations, shall, irrespective of the marks they have obtained, be placed in the order of merit on the list of successful candidates next after any candidates who are on the special list mentioned in subsection two of this section and above all other candidates.

Age limit  
and physical  
requirements  
not to apply to  
persons with  
war service  
mentioned  
in (2) or (3)

"(4) The provisions of any statute or regulation prescribing the age limit and physical requirements with respect to any appointment in the civil service shall not apply to any person with the military or naval service mentioned in subsections two or three of this section if the Commission certifies that he is of such an age and in such a satisfactory physical condition that he is then able to perform the duties of the office and will probably be able

to



to continue to do so for a reasonable period after his appointment."

**3.** Subsection two of section forty-five of the said Act, as enacted by the said chapter ten, is repealed, and the following subsections are enacted in lieu thereof:—

"(2) Promotions shall be made for merit by the Commission upon such examination, reports, tests, records, ratings or recommendations as the Commission may by regulation prescribe.

"(3). In making promotions the Commission may, by regulation restrict the competition by merit to employees or to employees of certain class or classes of a specified seniority, and may prescribe the marks or ratings to be obtained by such employees for efficiency and seniority, such marks or ratings not to exceed one-half of the total marks required under any merit system or method adopted by the Commission for promotion purposes."

Promotions  
to be made  
for merit.

Commission  
may restrict  
competition  
to employees  
or employees  
of certain  
class of  
specified  
seniority. .

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# 11-12 GEORGE V.

## CHAP. 23.

An Act to repeal The Conservation Act and Amendments.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

**1.** *The Conservation Act*, chapter twenty-seven of the statutes of 1909, and all amendments thereto, are hereby repealed.

**2.** The Governor in Council may, notwithstanding anything in *The Civil Service Act, 1918*, or any other statute, make such orders and regulations as he may deem necessary or advisable for the carrying on and completion of the work of The Commission of Conservation by other departments of the Government and for the absorption by such other departments of such officers, clerks and employees of the Commission as they may respectively require.

1909, c. 27;  
1910, c. 42;  
1913, c. 12.

Repeal.

Provision for  
carrying on  
Commission's  
work.

Officers,  
clerks, etc.

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# 11-12 GEORGE V.

## CHAP. 24.

An Act to amend and consolidate the Law relating to  
Copyright.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S., c. 70;  
1908, c. 17;  
1915, c. 12.

### SHORT TITLE.

1. This Act may be cited as *The Copyright Act, 1921.* Short title.

### INTERPRETATION.

2. In this Act, unless the context otherwise requires,—
- (a) "architectural work of art" means any building or structure having an artistic character or design, in respect of such character or design, or any model for such building or structure, provided that the protection afforded by this Act shall be confined to the artistic character and design, and shall not extend to processes or methods of construction; Definitions.  
"Architectural work of art."
- (b) "artistic work" includes works of painting, drawing, sculpture and artistic craftsmanship, and architectural works of art and engravings and photographs; "Artistic work."
- (c) "book" shall include every volume, part or division of a volume, pamphlet, sheet of letter-press, sheet of music, map, chart, or plan separately published; "Book."
- (d) "cinematograph" includes any work produced by any process analogous to cinematography; "Cinematograph."
- (e) "collective work" means,— "Collective work."
- (i) an encyclopædia, dictionary, year book, or similar work;
- (ii) a newspaper, review, magazine, or similar periodical; and,
- (iii) any work written in distinct parts by different authors, or in which works or parts of works of different authors are incorporated;

- " Delivery." (f) " delivery," in relation to a lecture, includes delivery by means of any mechanical instrument;
- " Dramatic work." (g) " dramatic work " includes any piece for recitation, choreographic work or entertainment in dumb show, the scenic arrangement or acting form of which is fixed in writing or otherwise, and any cinematograph production where the arrangement or acting form or the combination of incidents represented give the work an original character;
- " Engravings." (h) " engravings " include etchings, lithographs, woodcuts, prints, and other similar works, not being photographs;
- His Majesty's Dominions. (i) " His Majesty's Dominions " includes any territories under His Majesty's protection to which an order in council made under the provisions of section twenty-eight of the *Copyright Act, 1911*, passed by the Parliament of the United Kingdom relates;
- " Infringing." (j) " infringing," when applied to a copy of a work in which copyright subsists, means any copy, including any colourable imitation, made, or imported in contravention of the provisions of this Act;
- " A work of joint authorship." (k) For the purposes of this Act, " a work of joint authorship " means a work produced by the collaboration of two or more authors in which the contribution of one author is not distinct from the contribution of the other author or authors.
- " Lecture." (l) " lecture " includes address, speech, and sermon;
- " Legal representatives." (m) " legal representatives " includes heirs, executors, administrators and assigns or other legal representatives;
- " Literary work." (n) " literary work " includes maps, charts, plans, tables, and compilations;
- " Minister." (o) " Minister " means the Minister of the Crown named by the Governor in Council to administer this Act;
- " Musical work." (p) " musical work " means any combination of melody and harmony, or either of them, printed, reduced to writing, or otherwise graphically produced or reproduced.
- " Performance." (q) " performance " means any acoustic representation of a work and any visual representation of any dramatic action in a work, including such a representation made by means of any mechanical instrument;
- " Photograph." (r) " photograph " includes photo-lithograph and any work produced by any process analogous to photography;
- " Plate." (s) " plate " includes any stereotype or other plate, stone, block, mould, matrix, transfer, or negative used or intended to be used for printing or reproducing copies of any work, and any matrix or other appliance by which records, perforated rolls, or other contrivances



for the acoustic representation of the work, are or are intended to be made;

(t) "work of sculpture" includes casts and models.

"Work of sculpture"

#### COPYRIGHT.

**3.** (1) For the purposes of this Act, "copyright" means the sole right to produce or reproduce the work or any substantial part thereof in any material form whatsoever, to perform, or in the case of a lecture to deliver, the work or any substantial part thereof in public; if the work is unpublished, to publish the work or any substantial part thereof; and shall include the sole right,—

"Copyright" defined.

(a) to produce, reproduce, perform or publish any translation of the work;

(b) in the case of a dramatic work, to convert it into a novel or other non-dramatic work;

(c) in the case of a novel or other non-dramatic work, or of an artistic work, to convert it into a dramatic work, by way of performance in public or otherwise;

(d) in the case of a literary, dramatic, or musical work, to make any record, perforated roll, cinematograph film, or other contrivance by means of which the work may be mechanically performed or delivered;

and to authorize any such acts as aforesaid.

(2) For the purposes of this Act, "publication," in relation to any work, means the issue of copies of the work to the public, and does not include the performance in public of a dramatic or musical work, the delivery in public of a lecture, the exhibition in public of an artistic work, or the construction of an architectural work of art, but, for the purpose of this provision, the issue of photographs and engravings of works of sculpture and architectural works of art shall not be deemed to be publication of such works.

Meaning of "Publication."

✓ (3) For the purposes of this Act (other than those relating to infringement of copyright) a work shall not be deemed to be published or performed in public, and a lecture shall not be deemed to be delivered in public, if published, performed in public, or delivered in public without the consent or acquiescence of the author, his executors, administrators or assigns.

When work deemed to be published, performed or delivered in public.

(4) For the purposes of this Act, a work shall be deemed to be first published within His Majesty's Dominions or within a foreign country to which this Act extends, notwithstanding that it has been published simultaneously in some other place; and a work shall be deemed to be published simultaneously in two places, if the time between the publication in one such place and the other place does not exceed fourteen days or such longer period as may for the time being be fixed by order in council.

When work deemed to be first published, if issued simultaneously in some other place.

When work deemed to be published simultaneously in two places.

Conditions  
under which  
copyright  
complied  
with in case  
of  
unpublished  
works.

(5) Where, in the case of an unpublished work, the making of the work is extended over a considerable period, the conditions of this Act conferring copyright shall be deemed to have been complied with if the author was, during any substantial part of that period a British subject, or a subject or citizen of a foreign country to which this Act extends, or a resident within His Majesty's Dominions.

When  
author  
deemed to be  
resident.

(6) For the purposes of the provisions of this Act as to residence, an author of a work shall be deemed to be a resident within His Majesty's Dominions if he is domiciled within His Majesty's Dominions.

#### WORKS IN WHICH COPYRIGHT MAY SUBSIST.

Conditions  
for obtaining  
copyright.

4. (1) Subject to the provisions of this Act, copyright shall subsist in Canada for the term hereinafter mentioned, in every original literary, dramatic, musical and artistic work, if the author was at the date of the making of the work a British subject, a citizen or subject of a foreign country which has adhered to the Convention and the Additional Protocol thereto set out in the Second Schedule to this Act, or resident within His Majesty's Dominions; and if, in the case of a published work, the work was first published within His Majesty's Dominions or in such foreign country; but in no other works, except so far as the protection conferred by this Act is extended as hereinafter provided to foreign countries to which this Act does not extend.

Minister may  
extend copy-  
right to other  
countries.

(2) If the Minister certifies by notice, published in the *Canada Gazette*, that any country which has not adhered to the Convention and the Additional Protocol thereto, set out in the Second Schedule to this Act, grants or has undertaken to grant, either by treaty, convention, agreement or law, to citizens of Canada the benefit of copyright on substantially the same basis as to its own citizens or copyright protection substantially equal to that conferred by this Act, such country shall, for the purpose of the rights conferred by this Act, be treated as if it were a country to which this Act extends; and it shall be lawful for the Minister to give such a certificate as aforesaid, notwithstanding that the remedies for enforcing the rights, or the restrictions on the importation of copies of works, under the law of such country, differ from those in this Act.

Copyright in  
records and  
other mecha-  
nical contri-  
vances.

(3) Copyright shall subsist for the term hereinafter mentioned in records, perforated rolls, and other contrivances by means of which sounds may be mechanically reproduced, in like manner as if such contrivances were musical, literary or dramatic works.

#### TERM OF COPYRIGHT.

Term of  
copyright.

5. The term for which copyright shall subsist shall, except as otherwise expressly provided by this Act, be the



the life of the author and a period of fifty years after his death.

Provided that any time after the expiration of twenty-five years, or in the case of a work in which copyright subsists at the passing of this Act thirty years, from the death of the author of a published work, copyright in the work shall not be deemed to be infringed by the reproduction of the work for sale if the person reproducing the work proves that he has given the prescribed notice in writing of his intention to reproduce the work, and that he has paid in the prescribed manner to, or for the benefit of, the owner of the copyright, royalties in respect of all copies of the work sold by him, calculated at the rate of ten per cent on the price at which he publishes the work; and, for the purposes of this proviso, the Governor in Council may make regulations prescribing the mode in which notices are to be given, and the particulars to be given in such notices, and the mode, time, and frequency of the payment of royalties, including (if he thinks fit) regulations requiring payment in advance or otherwise securing the payment of royalties. Proviso

**6.** In the case of a work of joint authorship, copyright shall subsist during the life of the author who first dies and for a term of fifty years after his death, or during the life of the author who dies last, whichever period is the longer, and references in this Act to the period after the expiration of any specified number of years from the death of the author shall be construed as references to the period after the expiration of the like number of years from the death of the author who dies first or after the death of the author who dies last, whichever period may be the shorter, and in the provisions of this Act with respect to the grant of compulsory licenses a reference to the date of the death of the author who dies last shall be substituted for the reference to the date of the death of the author. Cases of joint authorship.

**7.** The term for which copyright shall subsist in photographs shall be fifty years from the making of the original negative from which the photograph was directly or indirectly derived, and the person who was owner of such negative at the time when such negative was made shall be deemed to be the author of the photograph so derived, and, where such owner is a body corporate, the body corporate shall be deemed for the purposes of this Act to reside within His Majesty's Dominions, if it has established a place of business therein. Term of copyright in photographs.  
Author, etc.

**8.**



Term of  
copyright in  
records and  
perforated  
rolls.

**8.** The term for which copyright shall subsist in records, perforated rolls and other contrivances by means of which sounds may be mechanically reproduced shall be fifty years from the making of the original plate from which the contrivance was directly or indirectly derived, and the person who was the owner of such original plate at the time when such plate was made shall be deemed to be the author of such contrivance, and where such owner is a body corporate, the body corporate shall be deemed for the purposes of this Act to reside within His Majesty's Dominions if it has established a place of business therein.

How long  
copyright to  
subsist in  
posthumous  
works.

**9.** In the case of a literary, dramatic or musical work, or an engraving, in which copyright subsists at the date of the death of the author or, in the case of a work of joint authorship, at or immediately before the date of the death of the author who dies last, but which has not been published, nor, in the case of a dramatic or musical work, been performed in public, nor, in the case of a lecture, been delivered in public, before that date, copyright shall subsist till publication, or performance or delivery in public, whichever may first happen, and for a term of fifty years thereafter, and the proviso to section five of this Act shall, in the case of such a work, apply as if the author had died at the date of such publication or performance or delivery in public as aforesaid.

When copy-  
right belongs  
to His  
Majesty.

**10.** Without prejudice to any rights or privileges of the Crown, where any work has, whether before or after the commencement of this Act, been prepared or published by or under the direction or control of His Majesty or any government department, the copyright in the work shall, subject to any agreement with the author, belong to His Majesty, and in such case shall continue for a period of fifty years from the date of the first publication of the work.

#### OWNERSHIP OF COPYRIGHT.

Ownership of  
copyright.

**11.** (1) Subject to the provisions of this Act, the author of a work shall be the first owner of the copyright therein: Provided that,—

(a) where, in the case of an engraving, photograph, or portrait, the plate or other original was ordered by some other person and was made for valuable consideration in pursuance of that order, then, in the absence of any agreement to the contrary, the person by whom such plate or other original was ordered shall be the first owner of the copyright; and,

(b) where the author was in the employment of some other person under a contract of service or apprenticeship and the work was made in the course of his employ-

ment by that person, the person by whom the author was employed shall, in the absence of any agreement to the contrary, be the first owner of the copyright; but where the work is an article or other contribution to a newspaper, magazine, or similar periodical, there shall, in the absence of any agreement to the contrary, be deemed to be reserved to the author a right to restrain the publication of the work, otherwise than as part of a newspaper, magazine, or similar periodical.

(2) The owner of the copyright in any work may assign the right, either wholly or partially, and either generally or subject to territorial limitations, and either for the whole term of the copyright or for any other part thereof, and may grant any interest in the right by license, but no such assignment or grant shall be valid unless it is in writing signed by the owner of the right in respect of which the assignment or grant is made, or by his duly authorized agent.

Assignment of right by owner.

Provided that, where the author of a work is the first owner of the copyright therein, no assignment of the copyright, and no grant of any interest therein, made by him (otherwise than by will) after the passing of this Act, shall be operative to vest in the assignee or grantee any rights with respect to the copyright in the work beyond the expiration of twenty-five years from the death of the author, and the reversionary interest in the copyright expectant on the termination of that period shall, on the death of the author, notwithstanding any agreement to the contrary, devolve on his legal representatives as part of his estate, and any agreement entered into by him as to the disposition of such reversionary interest shall be null and void; but nothing in this proviso shall be construed as applying to the assignment of the copyright in a collective work or a license to publish a work or part of a work as part of a collective work.

Limitation in case the author is first owner of copyright.

(3) Where, under any partial assignment of copyright, the assignee becomes entitled to any right comprised in copyright, the assignee, as respects the rights so assigned, and the assignor, as respects the rights not assigned, shall be treated for the purposes of this Act as the owner of the copyright, and the provisions of this Act shall have effect accordingly.

Ownership in case of partial assignment.

#### COMPULSORY LICENSES.

**12.** If, at any time after the death of the author of a literary, dramatic, or musical work which has been published or performed in public, a complaint is made to the Governor in Council that the owner of the copyright in the work has refused to republish or to allow the republication of the work or has refused to allow the performance in public of the work, and that by reason of such refusal the work is withheld from the public, the owner of the copyright

When owner of copyright compelled to grant license to reproduce.



may be ordered to grant a license to reproduce the work or perform the work in public, as the case may be, on such terms and subject to such conditions as the Governor in Council may think fit.

#### LICENSES.

Application for license to print book in Canada by others than owner.

**13.** (1) Any person may apply to the Minister for a license to print and publish in Canada any book wherein copyright subsists, if at any time after publication and within the duration of the copyright the owner of the copyright fails:

(a) to print the said book or cause the same to be printed in Canada;

(b) to supply by means of copies so printed the reasonable demands of the Canadian market for such book.

Form stating retail price.

(2) Such application may be in such form as may be prescribed by the regulations and shall state the proposed retail price of the edition of such book proposed to be printed.

Deposit with application.

(3) Every applicant for a license under this section shall with his application deposit with the Minister an amount not less than ten per cent of the retail selling price of one thousand copies of such book and not less than one hundred dollars and such amount shall, if such application is unsuccessful, be returned to such applicant less such deductions for fees as may be authorized by the regulations.

Notice to owner.

(4) Notice of such application shall forthwith be communicated by the Minister to the owner of the copyright in such manner as may be prescribed by the regulations.

If owner does not proceed, application may be granted.

(5) If the owner of the copyright shall not within a delay to be fixed by the regulations after communication of such notice give an undertaking, with such security as may be prescribed by the regulations, to procure within two months after the date of such communication the printing in Canada of an edition of not less than one thousand copies of such book, the Minister in his discretion may grant to the applicant a license to print and publish such book upon terms to be determined by the Minister after hearing the parties or affording them such opportunity to be heard as may be fixed by the regulations.

License to highest or first applicant.

(6) Where two or more persons have applied for a license under this section, the Minister shall award the license to the applicant proposing the terms, in the opinion of the Minister, most advantageous to the author, and if there are two proposing terms equally advantageous to the author, to the applicant whose application was first received.

Rights of licensee.

(7) Such license when issued shall entitle the licensee to the sole right to print and publish such book in Canada during such term, not exceeding five years or for such edition or editions as may be fixed by the license.

(8)



(8) Such licensee shall pay a royalty on the retail selling price of every copy of such book printed under such license, at a rate to be determined by the Minister. Royalty.

(9) The acceptance of a license for a book shall imply an undertaking by the licensee,— Undertaking by licensee.

(a) to print and publish in Canada an edition of the book of not less than one thousand copies, at the price specified in the license, and within two months from the issue of the license; and

(b) to print the same from the last authorized edition of the book in such manner as may be prescribed by the Minister, in full, without abbreviation or alteration of the letterpress, and, without varying, adding to, or diminishing the main design of such of the prints, engravings, maps, charts, musical compositions, or photographs contained in the book as the licensee reproduces.

(10) Every book published under a license under this section shall have printed or otherwise impressed upon it the words "Printed under Canadian license" and the calendar year of such license and the retail selling price of such book. Indorsements on book.

(11) If the Minister on complaint is satisfied that the licensee does not print and keep on sale in Canada a number of copies of the book sufficient to supply the reasonable demands, he shall, after giving the licensee an opportunity of being heard to show cause against the cancellation, cancel the license.

(12) If a book for which a license has been issued is suppressed by the owner of the copyright, the licensee shall not print the book or any further copies thereof, but may sell any copies already printed, and may complete and sell any copies in process of being printed under his license, but the owner of the copyright shall be entitled to buy all such copies at the cost of printing them.

(13) Nothing in this section shall authorize the granting without the consent of the author, of a license to publish a second or succeeding edition of any work whereof such author has published one or more editions in Canada.

#### SERIAL LICENSE.

**14.** (1) If the publication of a book is lawfully begun as a serial elsewhere than in His Majesty's Dominions or a foreign country to which subsection one of section four of this Act applies, and the owner of the copyright has refused to grant a license to any person in Canada, being a publisher of a periodical, to publish such book in serial form, a license may in the discretion of the Minister be granted to any person in Canada, being the publisher of a periodical, to publish such book once in serial form in the said periodical, provided that a license shall not be granted to more than one such publisher in the same city, town or place. License to publish book in serial form.

(2)

Application. (2) Such license may be issued by the Minister on application by the publisher in such form as may be prescribed by the regulations.

"Serial" defined. (3) The term "serial" under this section shall mean and refer to any book which is first published in separate articles or as a tale or short story complete in one issue in a newspaper or periodical.

"Owner of a copyright." (4) The term "owner of a copyright" under this section may mean the owner of the right to publish in serial form as distinct and separate from other rights of publication.

Draft contract. (5) The application for a license under this section may be in the form of a draft contract between the licensee and the owner of the copyright.

Terms of license. (6) Such license may be upon the terms proposed in such draft contract, or upon terms prescribed by the regulations; provided that before such terms are settled the owner of the copyright shall be entitled to being fully heard in support of any contentions or representations he may deem it in his interests to make.

Deposit with application. (7) The applicant for a license under this section shall with his application deposit such amount of money as may be required by the regulations, and such money shall on the issue of the license be paid forthwith to the owner of the copyright.

(8) Nothing in this Act shall prohibit the importation and circulation of newspapers, magazines and periodicals which together with foreign original matter contain serials licensed to be printed and published in Canada.

License deemed a contract and licensee subrogated to rights of owner. **15.** (1) Every license issued under sections twelve, thirteen or fourteen shall be deemed to constitute a contract, on the terms embodied in such license or in this Act, between the owner of the copyright and the licensee, and the licensee shall be entitled to the like remedies as in the case of a contract, the licensee shall have the same power and right to take any action or any legal proceedings to prevent or restrain any infringement of copyright which affects the rights of such licensee or to recover compensation or damages for any such infringement that the owner of the copyright would have for an infringement of his copyright.

License declared forfeited on default. (2) The owner of the copyright shall, in addition to any other remedy in respect to such license as a contract, be entitled, in case of default by the licensee in observing the terms of such license, on petition to the Exchequer Court of Canada, to have such license cancelled.

Particulars entered. (3) Particulars of such cancellation may be entered on the Register of Copyrights.

Fees paid to Department. (4) All moneys paid or payable by a licensee or applicant for a license under sections twelve, thirteen or fourteen shall be paid to the Minister.



(5) All moneys deposited by a successful applicant for a license and all moneys due from time to time by way of royalty or otherwise from licensees shall likewise be paid to the Minister and by him paid out to the persons entitled thereto.

Deposits and  
royalty  
paid to  
Department.

(6) The Minister may by regulations require every copy of a book upon which the royalty has been duly paid to be suitably stamped or marked.

Payment of  
royalty  
stamped on  
book.

#### INFRINGEMENT OF COPYRIGHT.

**16.** (1) Copyright in a work shall be deemed to be infringed by any person who, without the consent of the owner of the copyright, does anything the sole right to do which is by this Act conferred on the owner of the copyright:

Infringement  
of copyright.

Provided that the following acts shall not constitute an infringement of copyright:—

Exceptions.

(i) Any fair dealing with any work for the purposes of private study, research, criticism, review, or newspaper summary;

For purposes  
of study.

(ii) Where the author of an artistic work is not the owner of the copyright therein, the use by the author of any mould, cast, sketch, plan, model, or study made by him for the purpose of the work, provided that he does not thereby repeat or imitate the main design of that work;

When author  
not owner.

(iii) The making or publishing of paintings, drawings, engravings, or photographs of a work of sculpture or artistic craftsmanship, if permanently situate in a public place or building, or the making or publishing of paintings, drawings, engravings, or photographs (which are not in the nature of architectural drawings or plans) of any architectural work of art;

When per-  
manently  
situate in  
public place.

(iv) The publication in a collection, mainly composed of non-copyright matter, *bona fide* intended for the use of schools, and so described in the title and in any advertisements issued by the publisher, of short passages from published literary works not themselves published for the use of schools in which copyright subsists: Provided that not more than two of such passages from works by the same author are published by the same publisher within five years, and that the source from which such passages are taken is acknowledged;

Short passage  
for schools.

Not more  
than two  
passages.

(v) The publication in a newspaper of a report of a lecture delivered in public, unless the report is prohibited by conspicuous written or printed notice affixed before and maintained during the lecture at or about the main entrance of the building in which the lecture is given, and, except whilst the building is being used for public worship, in a position near the lecturer; but nothing in this paragraph

Newspaper  
report of  
public lecture  
unless notice  
to contrary.

shall



shall affect the provisions in paragraph (i) as to newspaper summaries;

(vi) The reading or recitation in public by one person of any reasonable extract from any published work.

Reading of  
extract.

(2) Copyright in a work shall also be deemed to be infringed by any person who,—

Infringement  
by personal  
action.

(a) sells or lets for hire, or by way of trade exposes or offers for sale or hire; or,

(b) distributes either for the purposes of trade, or to such an extent as to affect prejudicially the owner of the copyright; or,

(c) by way of trade exhibits in public; or,

(d) imports for sale or hire into Canada any work which to his knowledge infringes copyright or would infringe copyright if it had been made within Canada.

Infringement  
when repro-  
duced for  
private profit  
without  
owner's  
consent.

(3) Copyright in a work shall also be deemed to be infringed by any person who for his private profit permits a theatre or other place of entertainment to be used for the performance in public of the work without the consent of the owner of the copyright, unless he was not aware, and had no reasonable ground for suspecting, that the performance would be an infringement of copyright.

Report in  
newspaper of  
political  
speech no  
infringement.

**17.** Notwithstanding anything in this Act, it shall not be an infringement of copyright in an address of a political nature delivered at a public meeting to publish a report thereof in a newspaper.

When making  
in Canada,  
of records,  
etc., not  
infringement.

**18.** (1) It shall not be deemed to be an infringement of copyright in any musical, literary or dramatic work for any person to make within Canada records, perforated rolls, or other contrivances, by means of which sounds may be reproduced and by means of which the work may be mechanically performed, if such person proves,—

(a) that such contrivances have previously been made by, or with the consent or acquiescence of, the owner of the copyright in the work; and,

(b) that he has given the prescribed notice of his intention to make the contrivances, and that there has been paid in the prescribed manner to, or for the benefit of, the owner of the copyright in the work royalties in respect of all such contrivances sold by him, as hereinafter mentioned:

Provided that,—

Proviso.

When  
alterations  
necessary for  
adaptation to  
contrivance.

(i) nothing in this provision shall authorize any alterations in, or omissions from, the work reproduced, unless contrivances reproducing the work subject to similar alterations and omissions have been previously made by, or with the consent or acquiescence of, the owner of the copyright, or unless such alterations or omissions are reasonably

necessary for the adaptation of the work to the contrivances in question; and,

(ii) for the purposes of this provision, a musical, literary or dramatic work shall not be deemed to include a contrivance by means of which sounds may be mechanically reproduced; and,

*Musical work defined.*

(iii) the making of the necessary manuscript arrangement and instrumentations of the copyrighted work, for the sole purpose of the adaptation of the work to the contrivances in question, shall not be deemed an infringement of copyright.

(2) The royalty as aforesaid shall be two cents for each playing surface of each such record and two cents for each such perforated roll or other contrivance.

*Rates of royalties.*

(3) If any such contrivance is made reproducing on the same playing surface two or more different works in which copyright subsists, and the owners of the copyright therein are different persons, the sums payable by way of royalties under this section shall be apportioned amongst the several owners of the copyright equally.

*Apportionment of royalties when several owners.*

(4) When any such contrivances by means of which a literary, dramatic or musical work may be mechanically performed have been made, then, for the purposes of this section, the owner of the copyright in the work shall, in relation to any person who makes the prescribed enquiries, be deemed to have given his consent to the making of such contrivances if he fails to reply to such enquiries within the prescribed time.

*When owner deemed to consent to making of contrivances.*

(5) For the purposes of this section, the Governor in Council may make regulations prescribing anything which under this section is to be prescribed, and prescribing the mode in which notices are to be given and the particulars to be given in such notices, and the mode, time, and frequency of the payment of royalties; and any such regulations may, if the Governor in Council thinks fit, include regulations requiring payment in advance or otherwise securing the payment of royalties.

*Regulations and notices by Governor in Council.*

(6) In the case of musical, literary or dramatic works published before the commencement of this Act, the foregoing provisions shall have effect, subject to the following modifications and additions:—

*Provisions as to musical works heretofore published.*

(a) The conditions as to the previous making by, or with the consent or acquiescence of, the owner of the copyright in the work, and the restrictions as to alterations in or omissions from the work, shall not apply;

*Conditions as to making, and restrictions as to alterations.*

(b) No royalties shall be payable in respect of contrivances lawfully made and sold by the manufacturer before the commencement of this Act;

*Royalties altered.*

(c) Notwithstanding any assignment made before the passing of this Act of the copyright in a literary or dramatic or musical work, any rights conferred by this

*Property of author and not of assignee.*



Act in respect of the making, or authorising the making, of contrivances by means of which the work may be mechanically performed, shall belong to the author or his legal representatives and not to the assignee, and the royalties aforesaid shall be payable to, and for the benefit of, the author of the work or his legal representatives.

Copyright deemed to exist at date of making of original plate.

(7) Notwithstanding anything in this Act, where a record, perforated roll, or other contrivance by means of which sounds may be mechanically reproduced has been made before the commencement of this Act, copyright shall, as from the commencement of this Act, subsist therein in like manner and for the like term as if this Act had been in force at the date of the making of the original plate from which the contrivance was directly or indirectly derived.

Proviso.

Provided that,—

(i) the person who, at the commencement of this Act, is the owner of such original plate shall be the first owner of such copyright; and,

(ii) nothing in this provision shall be construed as conferring copyright in any such contrivance if the making thereof would have infringed copyright in some other such contrivance, if this provision had been in force at the time of the making of the first mentioned contrivance.

#### CIVIL REMEDIES.

Civil remedies.

**19.** (1) Where copyright in any work has been infringed, the owner of the copyright shall, except as otherwise provided by this Act, be entitled to all such remedies by way of injunction, damages, accounts, and otherwise, as are or may be conferred by law for the infringement of a right.

Costs.

(2) The costs of all parties in any proceedings in respect of the infringement of copyright shall be in the absolute discretion of the Court.

Presumptions as to copyright and ownership.

(3) In any action for infringement of copyright in any work, the work shall be presumed to be a work in which copyright subsists and the plaintiff shall be presumed to be the owner of the copyright, unless the defendant puts in issue the existence of the copyright, or, as the case may be, the title of the plaintiff, and where any such question is at issue, then,—

(a) if a name purporting to be that of the author of the work is printed or otherwise indicated thereon in the usual manner, the person whose name is so printed or indicated shall, unless the contrary is proved, be presumed to be the author of the work;

(b) if no name is so printed or indicated, or if the name so printed or indicated is not the author's true name or the name by which he is commonly known, and a



name purporting to be that of the publisher or proprietor of the work is printed or otherwise indicated thereon in the usual manner, the person whose name is so printed or indicated shall, unless the contrary is proved, be presumed to be the owner of the copyright in the work for the purposes of proceedings in respect of the infringement of copyright therein.

**20.** All infringing copies of any work in which copyright subsists, or of any substantial part thereof, and all plates used or intended to be used for the production of such infringing copies, shall be deemed to be the property of the owner of the copyright, who accordingly may take proceedings for the recovery of the possession thereof or in respect of the conversion thereof.

Ownership  
of copies,  
plates, etc.

**21.** Where proceedings are taken in respect of the infringement of the copyright in any work and the defendant in his defence alleges that he was not aware of the existence of the copyright in the work, the plaintiff shall not be entitled to any remedy other than an injunction in respect of the infringement if the defendant proves that at the date of the infringement he was not aware, and had no reasonable ground for suspecting that copyright subsisted in the work: Provided that if at the date of the infringement the copyright in the work was duly registered under this Act, the defendant shall be deemed to have had reasonable ground for suspecting that copyright subsisted in the work.

Injunction  
only remedy  
when  
defendant  
not aware  
of copyright.

**22.** (1) Where the construction of a building or other structure which infringes or which, if completed, would infringe the copyright in some other work has been commenced, the owner of the copyright shall not be entitled to obtain an injunction in respect of the construction of such building or structure or to order its demolition.

No injunction  
in case of a  
building.

(2) Such of the other provisions of this Act as provide that an infringing copy of a work shall be deemed to be the property of the owner of the copyright, or as impose summary penalties, shall not apply in any case to which this section applies.

Penalties not  
to apply.

**23.** An action in respect of infringement of copyright shall not be commenced after the expiration of three years next after the infringement.

Prescription  
of action.

#### SUMMARY REMEDIES.

**24.** (1) If any person knowingly,—  
(a) makes for sale or hire any infringing copy of a work in which copyright subsists; or,

Summary  
remedies.

(b)

- (b) sells or lets for hire, or by way of trade exposes or offers for sale or hire any infringing copy of any such work; or,
- (c) distributes infringing copies of any such work either for the purpose of trade or to such an extent as to affect prejudicially the owner of the copyright; or,
- (d) by way of trade exhibits in public any infringing copy of any such work; or,
- (e) imports for sale or hire into Canada any infringing copy of any such work;

**Penalties.**

he shall be guilty of an offence under this Act and be liable on summary conviction to a fine not exceeding ten dollars for every copy dealt with in contravention of this section, but not exceeding two hundred dollars in respect of the same transaction; or, in the case of a second or subsequent offence, either to such fine or to imprisonment with or without hard labour for a term not exceeding two months.

**Possession of plates for infringement.**

(2) If any person knowingly makes or has in his possession any plate for the purpose of making infringing copies of any work in which copyright subsists, or knowingly and for his private profit causes any such work to be performed in public without the consent of the owner of the copyright, he shall be guilty of an offence under this Act, and be liable on summary conviction to a fine not exceeding two hundred dollars, or in the case of a second or subsequent offence, either to such fine or to imprisonment with or without hard labour for a term not exceeding two months.

**Penalties.****Power of court to deal with copies or plates.**

(3) The court before which any such proceedings are taken may, whether the alleged offender is convicted or not, order that all copies of the work or all plates in the possession of the alleged offender, which appear to it to be infringing copies or plates for the purpose of making infringing copies, be destroyed or delivered up to the owner of the copyright or otherwise dealt with as the court may think fit.

**Infringement in case of dramatic, operatic, or musical work.**

**25.** (1) Any person who, without the written consent of the owner of the copyright or of his legal representative, knowingly performs or causes to be performed in public and for private profit the whole or any part, constituting an infringement, of any dramatic or operatic work or musical composition in which copyright subsists in Canada, shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding two hundred and fifty dollars, or, in the case of a second or subsequent offence, either to such fine or to imprisonment for a term not exceeding two months, or to both.

**Change or suppression of title or author's name.**

(2) Any person who makes or causes to be made any change in or suppression of the title, or the name of the author, of any dramatic or operatic work or musical composition in which copyright subsists in Canada, or who makes or causes to be made any change in such work or



composition itself without the written consent of the author or of his legal representative, in order that the same may be performed in whole or in part in public for private profit, shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding five hundred dollars, or in the case of a second or subsequent offence, either to such fine or to imprisonment for a term not exceeding four months, or to both.

#### IMPORTATION OF COPIES.

**26.** Copies made out of Canada of any work in which copyright subsists which if made in Canada would infringe copyright and as to which the owner of the copyright gives notice in writing to the Department of Customs that he is desirous that such copies should not be so imported into Canada, shall not be so imported, and shall be deemed to be included in Schedule C to *The Customs Tariff, 1907*, and that Schedule shall apply accordingly.

Importation  
of certain  
copyright  
works  
prohibited.

**27.** (1) Where the owner of the copyright has by license or otherwise granted the right to reproduce any book in Canada, or where a license to reproduce such book has been granted under sections twelve or thirteen, it shall not be lawful except as provided in subsection three to import into Canada copies of such book, and such copies shall be deemed to be included in Schedule C to *The Customs Tariff, 1907*, and that Schedule shall apply accordingly.

No  
importation  
where right  
or license to  
reproduce in  
Canada  
granted.

(2) Except as provided in subsection three, it shall be unlawful to import into Canada copies of any book in which copyright subsists until fourteen days after publication thereof and during such period or any extension thereof such copies shall be deemed to be included in Schedule C to *The Customs Tariff, 1907*, and that Schedule shall apply accordingly.

Notice  
required of  
intention to  
import.

Provided that if within the said period of fourteen days an application for a license has been made in accordance with the provisions of section thirteen, the Minister may in his discretion extend the said period and the prohibition against importation shall be continued accordingly. The Minister shall forthwith notify the Department of Customs of such extension.

(3) Notwithstanding anything in this Act it shall be lawful for any person:—

Exceptions.

(a) To import for his own use not more than two copies of any work published in any country adhering to the Convention;

(b) To import for use by any Department of His Majesty's Government for the Dominion or any of the provinces of Canada, copies of any work, wherever published;



(c) At any time before a work is printed or made in Canada to import any copies required for the use of any public library or institution of learning;

(d) To import any book lawfully printed in the United Kingdom or in a foreign country which has adhered to the Convention and the Additional Protocol thereto set out in the second Schedule to this Act, and published for circulation among, and sale to the public within either; provided that any officer of the Customs, may in his discretion, require any person seeking to import any work under this section to produce satisfactory evidence of the facts necessary to establish his right so to import.

#### ADMINISTRATION.

Copyright  
office.

**28.** The Copyright Office, established under the *Copyright Act* and amendments thereto, shall continue and shall be attached to the Patent Office, and any officers appointed under the said Act shall continue as if established or appointed under this Act.

Powers of  
Commissioner and  
Registrar.

**29.** The Commissioner of Patents may do any act or thing, whether judicial or ministerial, which the Minister is authorized or empowered to do by any provision of this Act, and in the absence or inability to act of the Commissioner of Patents the Registrar of Copyrights may exercise such powers and do any such act or thing.

Registrar.

**30.** There shall be a Registrar of Copyrights.

Duties of  
Commissioner and  
Registrar.

**31.** The Commissioner of Patents or the Registrar of Copyrights shall sign all entries made in the Registers and shall sign all certificates and certified copies under the seal of the Copyright Office.

Other duties  
of  
Registrar.

**32.** The Registrar of Copyrights shall perform such other duties in connection with the administration of this Act as may be assigned to him by the Commissioner of Patents.

Seal.

**33.** There shall be a seal of the Copyright Office and impressions thereof shall be judicially noticed.

Control of  
business and  
officials.

**34.** The Commissioner of Patents shall, subject to the Minister, oversee and direct the officers, clerks and employees of the Copyright Office, and have general control of the business thereof, and shall perform such other duties as are assigned to him by the Governor in Council.

Register  
to be  
evidence.

**35.** (1) Every register of copyrights under this Act shall be *prima facie* evidence of the particulars entered therein and

documents purporting to be copies of any entries therein or extracts therefrom, certified by the Commissioner of Patents or the Registrar of Copyrights and sealed with the seal of the Copyright Office, shall be admissible in evidence in all courts without further proof or production of the originals.

(2) A certificate of registration of copyright in a work shall be *prima facie* evidence that copyright subsists in the work and that the person registered is the owner of such copyright.

#### REGISTRATION.

**36.** (1) The Minister shall cause to be kept at the Copyright Office, books to be called the Registers of Copyrights, in which may be entered the names or titles of works and the names and addresses of authors, and such other particulars as may be prescribed. Registers of copyrights.

(2) The author or publisher of, or the owner of, or other person interested in the copyright in any work may cause the particulars respecting the work to be entered in the register. Entries by author, etc.

(3) In the case of an encyclopædia, newspaper, review, magazine or other periodical work, or work published in a series of books or parts, it shall not be necessary to make a separate entry for each number or part, but a single entry for the whole work shall suffice. Single entry sufficient.

(4) There shall also be kept at the Copyright Office such indexes of the registers established under this section as may be prescribed. Indexes.

(5) The registers and indexes established under this section shall be in the prescribed form, and shall at all reasonable times be open to inspection, and any person shall be entitled to take copies of or make extracts from any such register. Form and inspection of registers; extracts may be made.

(6) Any registration made under the *Copyright Act* shall have the same force and effect as if made under this Act. R. S. 1906, c. 70.

(7) Any work in which copyright, operative in Canada, subsisted immediately before the commencement of this Act, shall be registerable under this Act. Subsisting copyright.

**37.** (1) The application for the registration of a copyright may be made in the name of the author or of his legal representatives, by any person purporting to be agent of such author or legal representatives. By whom application for registration may be made.

(2) Any damage caused by a fraudulent or an erroneous assumption of such authority shall be recoverable in any court of competent jurisdiction. Recovery of damages.

**38.**



Form of application.

**38.** Application for registration of a copyright shall be made in accordance with the prescribed form, and shall be deposited at the Copyright Office together with the prescribed fee.

Registration of grant of interest in copyright.

**39.** (1) Any grant of an interest in a copyright, either by assignment or license, may be registered, if made in duplicate, upon production of both duplicates to the Copyright Office and payment of the prescribed fee. One duplicate shall be retained at the Copyright Office and the other shall be returned to the person depositing it, with a certificate of registration.

When grant is void.

(2) Any grant of an interest in a copyright, either by assignment or license, shall be adjudged void against any subsequent assignee or licensee for valuable consideration without actual notice, unless such assignment or license is registered in the manner directed by this Act before the registering of the instrument under which a subsequent assignee or licensee claims, and no grantee shall maintain any action under this Act, unless his and each such prior grant has been registered.

FEES.

Registration fees.

**40.** (1) The following fees shall be paid to the Minister in advance before an application for any of the following purposes is received, that is to say:—

Registering a copyright.....	\$ 2 00
Registering an assignment of copyright, in respect of each copyright assigned, including certificate of registration.....	1 00
Certificate of registration of copyright.....	1 00
Certified copies of documents or extracts:—	

For all services

For every folio of one hundred words..... 0 10

(2) The said fees shall be in full of all services by the Minister or any person employed by him.

Disposal of fees.

(3) All fees received under this Act shall be paid over to the Minister of Finance, and shall form part of the Consolidated Revenue Fund of Canada.

No exemptions.

(4) No person shall be exempt from the payment of any fee or charge payable in respect of any services performed under this Act for such person.

Further fees.

(5) Such further or other fees as may be necessary for the purposes of this Act may be established and imposed by order in council.

Subsistence of substituted right.

**41.** (1) Where any person is immediately before the commencement of this Act entitled to any such right in any work as is specified in the first column of the First Schedule to this Act, or to any interest in such a right, he shall, as from that date, be entitled to the substituted right set forth in the second column of that Schedule, or to the same interest



in such a substituted right, and to no other right or interest, and such substituted right shall subsist for the term for which it would have subsisted if this Act had been in force at the date when the work was made, and the work had been one entitled to copyright thereunder.

Proviso.

Provided that,—

(a) if the author of any work in which any such right as is specified in the first column of the First Schedule to this Act subsists at the commencement of this Act has, before that date, assigned the right or granted any interest therein for the whole term of the right, then at the date when, but for the passing of this Act, the right would have expired, the substituted right conferred by this section shall, in the absence of express agreement, pass to the author of the work, and any interest therein created before the commencement of this Act and then subsisting shall determine; but the person who immediately before the date at which the right would so have expired was the owner of the right or interest shall be entitled at his option either,—

- (i) on giving such notice as hereinafter mentioned, to an assignment of the right or the grant of a similar interest therein for the remainder of the term of the right for such consideration as, failing agreement, may be determined by arbitration; or,
- (ii) without any such assignment or grant, to continue to reproduce or perform the work in like manner as theretofore subject to the payment, if demanded by the author within three years after the date at which the right would have so expired, of such royalties to the author as, failing agreement, may be determined by arbitration, or, where the work is incorporated in a collective work and the owner of the right or interest is the proprietor of that collective work, without any such payment.

The notice above referred to must be given not more than one year nor less than six months before the date at which the right would have so expired, and must be sent by registered post to the author, or, if he cannot with reasonable diligence be found, advertised in the *Canada Gazette*;

Notice.

(b) where any person has, before the commencement of this Act, taken any action whereby he has incurred any expenditure or liability in connection with the reproduction or performance of any work in a manner which at the time was lawful, or for the purpose of or with a view to the reproduction or performance of a work at a time when such reproduction or performance would, but for the passing of this Act, have been lawful, nothing in this section shall diminish or prejudice any rights or interests arising

from or in connection with such action which are subsisting and valuable at the said date, unless the person who by virtue of this section becomes entitled to restrain such reproduction or performance agrees to pay such compensation as, failing agreement, may be determined by arbitration.

" Author " defined.

(2) For the purposes of this section, the expression " author " includes the legal representatives of a deceased author.

Works made before this Act in force.

(3) Subject to the provisions of subsections six and seven of section eighteen of this Act, copyright shall not subsist in any work made before the commencement of this Act, otherwise than under, and in accordance with, the provisions of this section.

#### CLERICAL ERRORS NOT TO INVALIDATE.

Clerical errors do not invalidate.

**42.** Clerical errors which occur in the framing or copying of an instrument drawn by any officer or employee in or of the Department shall not be construed as invalidating such instrument, but when discovered they may be corrected under the authority of the Minister.

#### RULES AND REGULATIONS.

Governor in Council to make rules and forms.

**43.** The Governor in Council may make such rules and regulations, and prescribe such forms as appear to him necessary and expedient for the purposes of this Act.

No copyright unless under this Act.

**44.** No person shall be entitled to copyright or any similar right in any literary, dramatic, musical or artistic work otherwise than under and in accordance with the provisions of this Act, or of any other statutory enactment for the time being in force, but nothing in this section shall be construed as abrogating any right or jurisdiction to restrain a breach of trust or confidence.

Rights saved.

**45.** (1) The Governor in Council may make orders for altering, revoking, or varying any order in council made under this Act, but any order made under this section shall not affect prejudicially any rights or interests acquired or accrued at the date when the order comes into operation, and shall provide for the protection of such rights and interests.

Laid before Parliament.

(2) Every order in council made under this Act shall be published in the *Canada Gazette*, and shall be laid before Parliament as soon as may be after it is made, and shall have effect as if enacted in this Act.

**46.** (1) This Act shall not apply to designs capable of being registered under the *Trade Mark and Design Act*, except designs which, though capable of being so registered, are not used or intended to be used as models or patterns to be multiplied by any industrial process.

As to application to designs registerable under R.S., c. 71.

(2) General rules under section thirty-nine of the *Trade Mark and Design Act*, may be made for determining the conditions under which a design shall be deemed to be used for such purposes as aforesaid.

#### REPEAL.

**47.** All the enactments relating to copyright passed by the Parliament of the United Kingdom are, so far as they are operative in Canada, hereby repealed. Provided that this repeal shall not prejudicially affect any legal rights existing at the time of the repeal.

Acts of United Kingdom

**48.** The *Copyright Act*, chapter seventy of the Revised Statutes of Canada, 1906, and chapter seventeen of the statutes of 1908, are hereby repealed.

Acts of Canada.

#### CONVENTION OF BERNE.

**49.** The Governor in Council may take such action as may be necessary to secure the adherence of Canada to the revised Convention of Berne, signed the thirteenth day of November, 1908, and the Additional Protocol thereto signed at Berne the twentieth day of March, 1914, set out in the Second Schedule to this Act.

Adherence to Convention of Berne.

#### COMMENCEMENT.

**50.** This Act shall come into force on a day to be fixed by proclamation of the Governor in Council.

Commencement of Act.



FIRST SCHEDULE.

(See sec. 41.)

EXISTING RIGHTS

Existing Right.	Substituted Right.
(a) <i>In the case of Works other than Dramatic and Musical Works.</i>	
Copyright.	Copyright as defined by this Act <sup>1</sup>
(b) <i>In the case of Musical and Dramatic Works.</i>	
Both copyright and performing right.....	Copyright as defined by this Act.
Copyright, but not performing right.....	Copyright as defined by this Act, except the sole right to perform the work or any substantial part thereof in public.
Performing right, but not copyright.....	The sole right to perform the work in public, but none of the other rights comprised in copyright as defined by this Act.

For the purposes of this Schedule the following expressions, where used in the first column thereof, have the following meanings:—

- “ Copyright” in the case of a work which according to the law in force immediately before the commencement of this Act has not been published before that date and statutory copyright wherein depends on publication, includes the right at common law (if any) to restrain publication or other dealing with the work;
- “ Performing right” in the case of a work which has not been performed in public before the commencement of this Act, includes the right at common law (if any) to restrain the performance thereof in public.

<sup>1</sup>In the case of an essay, article or portion forming part of and first published in a review, magazine or other periodical or work of a like nature the right shall be subject to any right of publishing the essay, article or portion in a separate form to which the author is entitled at the commencement of this Act or would if this Act had not been passed have become entitled under section 18 of the Copyright Act, 1842.

## SECOND SCHEDULE.

## REVISED BERNE CONVENTION.

Convention for the purpose of revising the Convention of Berne of the 9th September, 1886, the Additional Article and the Final Protocol attached to the same Convention, and the Additional Act and the Interpretative Declaration of Paris of the 4th May, 1896; made on the 13th day of November, 1908, between His Majesty the King of the United Kingdom of Great Britain and Ireland, Emperor of India; His Majesty the German Emperor, King of Prussia; His Majesty the King of the Belgians; His Majesty the King of Denmark; His Majesty the King of Spain; the President of the French Republic; His Majesty the King of Italy; His Majesty the Emperor of Japan; the President of the Republic of Liberia; His Royal Highness the Grand Duke of Luxemburg, Duke of Nassau; His Serene Highness the Prince of Monaco; His Majesty the King of Norway; His Majesty the King of Sweden; the Federal Council of the Swiss Confederation; His Highness the Bey of Tunis.

[The following is an English translation of the Convention with the omission of the formal beginning and end.]

## ARTICLE 1.

The Contracting States are constituted into a Union for the protection of the rights of authors over their literary and artistic works.

## ARTICLE 2.

The expression "literary and artistic works" shall include any production in the literary, scientific or artistic domain, whatever may be the mode or form of its reproduction, such as books, pamphlets, and other writings; dramatic or dramatico-musical works, choreographic works and entertainments in dumb show, the acting form of which is fixed in writing or otherwise; musical compositions with or without words; works of drawing, painting, architecture, sculpture, engraving and lithography; illustrations, geographical charts; plans, sketches, and plastic works relative to geography, topography, architecture or science.

Translations, adaptations, arrangements of music and other reproductions in an altered form of a literary or artistic work as well as collections of different works, shall be protected as original works without prejudice to the rights of the author of the original work.

The contracting countries shall be bound to make provision for the protection of the above-mentioned works.

Works

Works of art applied to industrial purposes shall be protected so far as the domestic legislation of each country allows.

#### ARTICLE 3.

The present Convention shall apply to photographic works and to works produced by a process analogous to photography. The contracting countries shall be bound to make provision for their protection.

#### ARTICLE 4.

Authors who are subjects or citizens of any of the countries of the Union shall enjoy in countries other than the country of origin of the work, for their works, whether unpublished or first published in a country of the Union, the rights which the respective laws do now or may hereafter grant to natives as well as the rights specially granted by the present Convention.

The enjoyment and the exercise of these rights shall not be subject to the performance of any formality; such enjoyment and such exercise are independent of the existence of protection in the country of origin of the work. Consequently, apart from the express stipulations of the present Convention, the extent of protection, as well as the means of redress secured to the author to safeguard his rights, shall be governed exclusively by the laws of the country where protection is claimed.

The country of origin of the work shall be considered to be: in the case of unpublished works, the country to which the author belongs; in the case of published works, the country of first publication; and in the case of works published simultaneously in several countries of the Union, the country the laws of which grant the shortest term of protection. In the case of works published simultaneously in a country outside the Union and in a country of the Union, the latter country shall be considered exclusively as the country of origin.

By published works must be understood, for the purposes of the present Convention, works copies of which have been issued to the public. The representation of a dramatic or dramatico-musical work, the performance of a musical work, the exhibition of a work of art, and the construction of a work of architecture shall not constitute a publication.

#### ARTICLE 5.

Authors being subjects or citizens of one of the countries of the Union who first publish their works in another country of the Union shall have in the latter country the same rights as native authors.



## ARTICLE 6.

Authors not being subjects or citizens of one of the countries of the Union, who first publish their works in one of those countries, shall enjoy in that country the same rights as native authors, and in the other countries of the Union the rights granted by the present Convention.

## ARTICLE 7.

The term of protection granted by the present Convention shall include the life of the author and fifty years after his death.

Nevertheless, in case such term of protection should not be uniformly adopted by all the countries of the Union, the term shall be regulated by the law of the country where protection is claimed, and must not exceed the term fixed in the country of origin of the work. Consequently the contracting countries shall only be bound to apply the provisions of the preceding paragraph in so far as such provisions are consistent with their domestic laws.

For photographic works and works produced by a process analogous to photography, for posthumous works, for anonymous or pseudonymous works, the term of protection shall be regulated by the law of the country where protection is claimed, provided that the said term shall not exceed the term fixed in the country of origin of the work.

## ARTICLE 8.

The authors of unpublished works, being subjects or citizens of one of the countries of the Union, and the authors of works first published in one of those countries shall enjoy, in the other countries of the Union, during the whole term of the right in the original work, the exclusive right of making or authorizing a translation of their works.

## ARTICLE 9.

Serial stories, tales, and all other works, whether literary, scientific, or artistic, whatever their object, published in the newspapers or periodicals of one of the countries of the Union may not be reproduced in the other countries without the consent of the authors.

With the exception of serial stories, and tales any newspaper article may be reproduced by another newspaper unless the reproduction thereof is expressly forbidden. Nevertheless, the source must be indicated; the legal consequences of the breach of this obligation shall be determined by the laws of the country where protection is claimed.

The

The protection of the present Convention shall not apply to news of the day or to miscellaneous information which is simply of the nature of items of news.

#### ARTICLE 10.

As regards the liberty of extracting portions from literary or artistic works for use in publications destined for educational purposes, or having a scientific character, or for chrestomathies, the effect of the legislation of the countries of the Union and of special Arrangements existing or to be concluded between them is not affected by the present Convention.

#### ARTICLE 11.

The stipulations of the present Convention shall apply to the public representation of dramatic or dramatico-musical works, and to the public performance of musical works, whether such works be published or not.

Authors of dramatic or dramatico-musical works shall be protected during the existence of their right over the original work against the unauthorized public representation of translations of their works.

In order to enjoy the protection of the present Article, authors shall not be bound in publishing their works to forbid the public representation or performance thereof.

#### ARTICLE 12.

The following shall be specially included among the unlawful reproductions to which the present Convention applies: Unauthorized indirect appropriations of a literary or artistic work, such as adaptations, musical arrangements, transformations of a novel, tale, or piece of poetry into a dramatic piece and *vice versa*, etc., when they are only the reproduction of that work, in the same form or in another form without essential alterations, additions, or abridgments, and do not present the character of a new original work.

#### ARTICLE 13.

The authors of musical works shall have the exclusive right of authorizing (1) the adaptation of those works to instruments which can reproduce them mechanically; (2) the public performance of the said works by means of these instruments.

Reservations and conditions relating to the application of this Article may be determined by the domestic legislation of each country in so far as it is concerned; but the effect of any such reservations and conditions will be strictly limited to the country which has put them in force.

The provisions of paragraph 1 shall not be retroactive, and consequently shall not be applicable in any country of the Union to works which have been lawfully adapted in that country to mechanical instruments before the coming into force of the present Convention.

Adaptations made in virtue of paragraphs 2 and 3 of the present Article, and imported without the authority of the interested parties into a country where they would not be lawful, shall be liable to seizure in that country.

#### ARTICLE 14.

Authors of literary, scientific or artistic works shall have the exclusive right of authorizing the reproduction and public representation of their works by cinematography.

Cinematograph productions shall be protected as literary or artistic works, if, by the arrangement of the acting form or the combinations of the incidents represented, the author has given the work a personal and original character.

Without prejudice to the rights of the author of the original work the reproduction by cinematography of a literary, scientific or artistic work shall be protected as an original work.

The above provisions apply to reproduction or production effected by any other process analogous to cinematography.

#### ARTICLE 15.

In order that the authors of works protected by the present Convention shall, in the absence of proof to the contrary, be considered as such, and be consequently admitted to institute proceedings against pirates before the Courts of the various countries of the Union, it will be sufficient that their name be indicated on the work in the accustomed manner.

For anonymous or pseudonymous works the publisher, whose name is indicated on the work, shall be entitled to protect the rights belonging to the author. He shall be, without other proof, deemed to be the legal representative of the anonymous or pseudonymous author.

#### ARTICLE 16.

Pirated works may be seized by the competent authorities of any country of the Union where the original work enjoys legal protection.

In such a country the seizure may also apply to reproductions imported from a country where the work is not protected, or has ceased to be protected.

The seizure shall take place in accordance with the domestic legislation of each country.



## ARTICLE 17.

The provisions of the present Convention cannot in any way derogate from the right belonging to the Government of each country of the Union to permit, to control, or to prohibit, by measures of domestic legislation or police, the circulation, representation, or exhibition of any works or productions in regard to which the competent authority may find it necessary to exercise that right.

## ARTICLE 18.

The present Convention shall apply to all works which at the moment of its coming into force have not yet fallen into the public domain in the country of origin through the expiration of the term of protection.

If, however, through the expiration of the term of protection which was previously granted, a work has fallen into the public domain of the country where protection is claimed, that work shall not be protected anew in that country.

The application of this principle shall take effect according to the stipulations contained in special Conventions existing, or to be concluded, to that effect between countries of the Union. In the absence of such stipulations, the respective countries shall regulate, each in so far as it is concerned, the manner in which the said principle is to be applied.

The above provisions shall apply equally in case of new accessions to the Union, and also in the event of the term of protection being extended by the application of Article 7.

## ARTICLE 19.

The provisions of the present Convention shall not prevent a claim being made for the application of any wider provisions which may be made by the legislation of a country of the Union in favour of foreigners in general.

## ARTICLE 20.

The Governments of the countries of the Union reserve to themselves the right to enter into special arrangements between each other, provided always that such arrangements confer upon authors more extended rights than those granted by the Union, or embody other stipulations not contrary to the present Convention. The provisions of existing arrangements which answer to the above-mentioned conditions shall remain applicable.

ARTICLE 21.

The International Office established under the name of the "Office of the International Union for the Protection of Literary and Artistic Works" shall be maintained. That office is placed under the high authority of the Government of the Swiss Confederation, which regulates its organization and supervises its working. The official language of the Office shall be French.

ARTICLE 22.

The International Office collects every kind of information relative to the protection of the rights of authors over their literary and artistic works. It arranges and publishes such information. It undertakes the study of questions of general interest concerning the Union, and by the aid of documents placed at its disposal by the different administrations, edits a periodical publication in the French language on the questions which concern the objects of the Union. The Governments of the countries of the Union reserve to themselves the power to authorize by common accord the publication by the Office of an edition in one or more other languages, if experience should show this to be requisite.

The International Office will always hold itself at the disposal of members of the Union with a view to furnish them with any special information which they may require relative to the protection of literary and artistic works.

The Director of the International Office shall make an annual Report on his Administration, which shall be communicated to all the members of the Union.

ARTICLE 23.

The expenses of the Office of the International Union shall be shared by the contracting States. Until a fresh arrangement be made they cannot exceed the sum of 60,000 francs a year. This sum may be increased, if necessary, by the simple decision of one of the Conferences provided for in Article 24.

The share of the total expense to be paid by each country shall be determined by the division of the contracting and acceding countries into six classes, each of which shall contribute in the proportion of a certain number of units, viz.:—

1st class.....	25 units.
2nd " .....	20 "
3rd " .....	15 "
4th " .....	10 "
5th " .....	5 "
6th " .....	3 "

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These coefficients are multiplied by the number of countries of each class, and the total products thus obtained gives the number of units by which the total expenses is to be divided. The quotient gives the amount of the unit of expense.

Each country shall declare, at the time of its accession, in which of the said classes it desires to be placed.

The Swiss Administration prepares the Budget of the Office, superintends its expenditure, makes the necessary advances, and draws up the annual account which shall be communicated to all the other Administrations.

#### ARTICLE 24.

The present Convention may be submitted to revisions in order to introduce therein amendments calculated to perfect the system of the Union.

Questions of this kind, as well as those which are of interest to the Union in other respects, shall be considered in Conferences to be held successively in the countries of the Union by delegates of the said countries. The Administration of the country where a Conference is to meet prepares, with the assistance of the International Office, the programme of the Conference. The Director of the Office shall attend at the sittings of the Conferences, and shall take part in the discussions without the right to vote.

No alteration in the present Convention shall be binding on the Union except by the unanimous consent of the countries composing it.

#### ARTICLE 25.

States outside the Union which make provision for the legal protection of the rights forming the object of the present Convention may accede thereto on request to that effect.

Such accession shall be notified in writing to the Government of the Swiss Confederation, who will communicate it to all the other countries of the Union.

Such accession shall imply full adhesion to all the clauses and admission to all the advantages provided by the present Convention. It may, nevertheless, contain an indication of the provisions of the Convention of the 9th September, 1886, or of the Additional Act of the 4th May, 1896, which they may judge necessary to substitute, provisionally at least, for the corresponding provisions of the present Convention.

#### ARTICLE 26.

Contracting countries shall have the right to accede to the present Convention at any time for their Colonies or foreign possessions.



They may do this either by a general Declaration comprising in the accession all their Colonies or possessions, or by specially naming those comprised therein, or by simply indicating those which are excluded.

Such Declaration shall be notified in writing to the Government of the Swiss Confederation, who will communicate it to all the other countries of the Union.

#### ARTICLE 27.

The present Convention shall replace, in regard to the relations between the Contracting States, the Convention of Berne of the 9th September, 1886, including the Additional Article and the Final Protocol of the same date, as well as the Additional Act and the Interpretative Declaration of the 4th May, 1896. These instruments shall remain in force in regard to relations with States which do not ratify the present Convention.

The Signatory States of the present Convention may declare at the exchange of ratifications that they desire to remain bound, as regards any specific point, by the provisions of the Conventions which they have previously signed.

#### ARTICLE 28.

The present Convention shall be ratified, and the ratifications exchanged at Berlin not later than the 1st July, 1910.

Each Contracting Party shall, as regards the exchange of ratifications, deliver a single instrument, which shall be deposited with those of the other countries in the archives of the Government of the Swiss Confederation. Each Party shall receive in return a copy of the *procès-verbal* of the exchange of ratifications signed by the Plenipotentiaries who took part.

#### ARTICLE 29.

The present Convention shall be put in force three months after the exchange of ratifications, and shall remain in force for an indefinite period until the termination of a year from the day on which it may have been denounced.

Such denunciation shall be made to the Government of the Swiss Confederation. It shall only take effect in regard to the country making it, the Convention remaining in full force and effect for the other countries of the Union.

#### ARTICLE 30.

The States which shall introduce in their legislation the duration of protection for fifty years contemplated by Article 7, first paragraph, of the present Convention, shall give notice thereof in writing to the Government of the Swiss Confederation, who will communicate it at once to all the other States of the Union.

The same procedure shall be followed in the case of the States renouncing the reservations made by them in virtue of Articles 25, 26, and 27.

ADDITIONAL PROTOCOL TO THE INTERNATIONAL COPYRIGHT  
CONVENTION OF NOVEMBER 13, 1908.

The countries belonging to the International Union for the protection of literary and artistic works, being desirous of permitting the limitation at discretion of the application of the Convention of the 13th November, 1908, have adopted by common consent the following Protocol:—

1. Where any country outside the Union fails to protect in an adequate manner the works of authors who are subject to the jurisdiction of one of the contracting countries, nothing in the Convention of the 13th November, 1908, shall affect the right of such contracting country to restrict the protection given to the works of authors who are, at the date of the first publication thereof subjects or citizens of the said non-Union country, and are not effectively domiciled in one of the countries of the Union.

2. The right accorded by the present Protocol to contracting States belongs equally to any of their oversea possessions.

3. No restrictions introduced by virtue of Article 1 of the present Protocol shall in any way affect the rights which an author may have acquired in respect of a work published in a country of the Union before such restrictions were put in force.

4. The States which restrict the grant of copyright in accordance with the present Protocol shall give notice thereof to the Government of the Swiss Confederation by a written declaration specifying the countries in regard to which protection is restricted, and the restrictions to which rights of authors who are subject to the jurisdiction of these countries are subjected. The Government of the Swiss Confederation will immediately communicate this declaration to all the other States of the Union.

5. The present Protocol shall be ratified, and the ratifications deposited at Berne within a period not exceeding twelve months from the date thereof. It shall come into operation one month after the expiration of this period, and shall have the same force and duration as the Convention to which it relates.

In witness whereof the Plenipotentiaries of the countries belonging to the Union have signed the present Protocol, a certified copy of which shall be transmitted to each of the respective Governments.

Done at Berne, the 20th day of March, 1914, in a single copy, deposited in the archives of the Swiss Confederation.



## 11-12 GEORGE V.

### CHAP. 25.

An Act to amend the Criminal Code.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1907, cc. 7, 8,  
9, 45;  
1908, cc. 10,  
18;  
1909, c. 9;  
1910, cc. 10,  
11, 12, 13;  
1912, cc. 18,  
19;  
1913, c. 13;  
1914, c. 24;  
1915, c. 12;  
1917, cc. 13,  
14, 26;  
1918, c. 16;  
1919, cc. 15,  
46;  
1919, (2  
Sess.)  
c. 12;  
1920, cc. 24,  
43.

1. The Criminal Code, chapter one hundred and forty-six of the Revised Statutes of Canada, 1906, is amended by inserting the following section immediately after section one hundred and fourteen:—

“114A. Every one is guilty of an indictable offence and liable to seven years’ imprisonment who without lawful excuse has in his possession any bomb, grenade or other device or contrivance made or intended for a similar use or purpose, and such possession shall be *prima facie* evidence of such unlawful possession.”

Penalty for  
having with-  
out lawful  
excuse a  
bomb, etc.

2. (1) Paragraph (a) of subsection one of section one hundred and eighteen of the said Act, as enacted by chapter forty-three of the statutes of 1920, is amended by inserting after the words “concealed a” in the fourth line thereof the words “pistol, revolver.”

Prohibition  
respecting  
carrying  
concealed  
weapons  
extended to  
pistols, etc.

(2) The following paragraph is inserted immediately after paragraph (d) of said subsection one:—

“(d1) being an alien has in his possession any pistol, revolver, shot gun, rifle or other firearm or any ammunition for any firearm or any offensive weapon without having a permit therefor, which permit may be issued in the same manner by the same persons and as near as may be in the same form as in the case of the other permits referred to in this section.”

(3) Paragraph (aa) of the said subsection one of section one hundred and eighteen as enacted by chapter forty-three of the statutes of 1920, subsection two of the said section as enacted by chapter thirteen of the statutes of 1913, chapter forty-six of the statutes of 1919 and chapter forty-three of the statutes of 1920, and subsection four



of the said section as enacted by chapter thirteen of the statutes of 1913 are repealed, and the following are enacted in lieu of said subsections two and four:—

Persons who  
may issue  
permits.

“(2) Upon sufficient cause being shown, any officer of the Royal Canadian Mounted Police or of a provincial police or detective force, or any stipendiary or district magistrate or police magistrate or acting police magistrate or sheriff or chief constable of any city, incorporated town or district municipality, or any person authorized under the law of any province to issue licenses or permits to carry firearms, or to hunt or shoot, or any officer or class of officers or persons thereto authorized by the Governor in Council, may grant any applicant therefor as to whose discretion and good character he is satisfied a permit in Form 76, for such period not exceeding twelve months as he deems fit.”

Powers of  
Governor in  
Council to  
restrict pos-  
session of  
arms.

“(4) Whenever the Governor in Council deems it expedient in the public interest he may by proclamation:—

(a) suspend the operation of any of the provisions of this section in any part of Canada and for such period as he deems fit; or

(b) forbid for such period as he deems fit the having in possession in such portion of Canada as may be named in the proclamation any firearm, air gun, or other weapon or any device or contrivance for muffling or stopping the sound of the report of any firearm, without a permit therefor, which permit may be issued in the same manner by the same persons and as near as may be in the same form as in the case of other permits referred to in this section; and upon the issue of such proclamation the provisions of this section forbidding the sale to a person who has not got a permit and requiring a record to be kept of sales shall apply to the weapons and other articles mentioned in such proclamation.”

Driving a  
motor  
vehicle while  
intoxicated  
made an  
offence.

3. The said Act is amended by inserting the following section immediately after section two hundred and eighty-five B:

“285c. Every one who while intoxicated drives any motor vehicle or automobile shall be guilty of an offence and liable upon summary conviction for the first offence to a term not exceeding thirty days and not less than seven days, for a second offence for a term not exceeding three months and not less than one month, and for each subsequent offence for a term not exceeding one year and not less than three months.”

Whipping  
added to  
punishments  
for rape.

4. Section two hundred and ninety-nine of the said Act is amended by adding after the words “imprisonment for life” the words “and to be whipped.”

5. Section three hundred and seventy-seven A of the said Act, as enacted by chapter forty-six of the statutes of 1919, is repealed, and the following is substituted therefor:

"**377A.** Every one who is found guilty of stealing any automobile or motor car shall be sentenced to not less than one year's imprisonment. The provisions of subsection one of section one thousand and thirty-five shall not apply or extend to any such person, and sentence in any such case shall not be suspended without the concurrence of the Attorney General or his agent, or of the counsel acting for the Crown in the prosecution of the offender."

Minimum sentence for stealing automobile.

6. Subsection one of section four hundred and thirty-two of the said Act is amended by adding the following to the marks appropriated for use on stores, the property of His Majesty in the right of His Government of Canada:

Marks used on public stores.

STORES.

MARKS.

"Public stores in charge or under the control of or issued by or through the Department of Public Works. D. P. W."

"

7. (1) The following section is inserted immediately after section four hundred and forty-two of the said Act:

"**442A.** Every one is guilty of an indictable offence and liable to three years' imprisonment who carries on or plays, or offers to carry on or to play, or employs any one to carry on or to play, in any public place or any place to which the public have access, the game known as 'three card monte', or any similar game, whether played with cards or any other instruments and whatever may be the number of cards or instruments employed, for any valuable consideration, or who receives bets, wagers or deposits of any kind on the outcome of any such game, or who permits in any such place that is under his control any person to carry on or to play any such game."

Three card monte, etc., forbidden.

(2) Section seven hundred and seventy-three of the said Act is amended by adding the following paragraph after paragraph (h) as enacted by said chapter forty-three.

Prosecution for playing, etc., three card monte under Part XVI.

"or (i) with any offence under section four hundred and forty-two A."

(3) Section seven hundred and eighty-one of the said Act, as amended by chapter forty-three of the statutes of 1920, is amended by inserting "or (i)" immediately before the words "of section" in the second line thereof.

Conviction and penalty section of Part XVI made applicable to prosecutions for playing three card monte.

8. Sections four hundred and forty-seven and four hundred and forty-eight of the said Act are amended by adding at the end of each of the said sections the words "and to be whipped."

Penalty of whipping for robbery and assault with intent to rob.

9.



Fraudulently  
burning any  
chattel over  
\$200 in value.

**9.** Section five hundred and eleven of the said Act is amended by adding thereto the following subsection:—

“(2) Every one is guilty of an indictable offence and liable to five years’ imprisonment who, wilfully and for any fraudulent purpose, burns any chattel having a greater value than two hundred dollars.”

Penalty for  
injuring, etc.,  
oil well  
extended to  
gas wells.

**10.** Section five hundred and twenty is amended by inserting the words “or gas” immediately after the words “or oil” in the third line thereof.

Time during  
which cattle  
may be kept  
in cars may  
be extended  
from 28 to 36  
hours at  
request of  
owner, etc.

**11.** (1) Subsection one of section five hundred and forty-four of the said Act is amended by striking out the word “unless” in the twelfth line thereof and substituting therefor the following words: “or, upon the written request of the owner or person in charge of the shipment, for a period of not more than thirty-six hours unless in either case”; and by adding the following at the end thereof:—  
“and no such railway company and no owner or master of any vessel plying from one province to another province, or within any province or from the United States to or through any province, shall convey or transport any calves under the age of three weeks other than calves at foot of milch cows or pure-bred calves on or over any of its lines of railway or on any such vessel.”

Carriage of  
calves under  
three weeks  
old other  
than calves  
with their  
dams and  
thorough-  
bred calves  
forbidden.

(2) Subsection six of the said section is repealed, and the following is substituted therefor:—

Penalty  
extended to  
transportation  
of calves  
under 3  
weeks old.

“(6) Every person who knowingly and wilfully fails to comply with the provisions or otherwise violates any of the provisions of this section shall be guilty of an offence and liable for every such offence, on summary conviction, to a penalty not exceeding one hundred dollars.”

Metal  
tokens used  
as money  
forbidden.

**12.** Section five hundred and forty-nine of the said Act is amended by adding at the end thereof the following proviso:—

“Provided, however, that such intent shall not be necessary to constitute such offence in case such coin or token is made or issued with the intention (the disproof whereof shall lie on the accused) of entitling the holder thereof to receive therefor, to the extent of the value denoted thereon, goods or merchandise from the person so charged as aforesaid.”

Clerk of  
Peace at  
Three Rivers  
to have  
powers as  
J.P.

**13.** Section six hundred and five of the said Act is amended by substituting for the words “In the District of Montreal” in the first line thereof the following words “In the Districts of Montreal and Three Rivers.”

**14.** Subsections one and two of section six hundred and eighty-four of the said Act are repealed, and the following are substituted therefor:—



“684. (1) After the examination of the witnesses produced on the part of the prosecution has been completed, the justice, unless he discharges the accused person, shall ask him, if the evidence has not been taken in shorthand, whether he wishes the depositions to be read again, and unless the accused dispenses therewith shall read or cause them to be read again.

Reading deposition on preliminary enquiry.

“(2) The justice shall then address the accused in these words, or to the like effect:—

Accused to be addressed.

“ ‘Having heard the evidence, do you wish to say anything in answer to the charge? You are not bound to say anything, but whatever you do say will be taken down in writing and may be given in evidence against you at your trial. You must clearly understand that you have nothing to hope from any promise or favour and nothing to fear from any threat which may have been held out to you to induce you to make any admission or confession of guilt, but whatever you now say may be given in evidence against you at your trial notwithstanding such promise or threat.’ ”

In these words.

15. The tariffs of fees in section seven hundred and seventy of the said Act are repealed and the following are substituted therefor:—

Tariffs of fees under part XV summary convictions increased.

(A) FEES TO BE TAKEN BY JUSTICES OF THE PEACE OR THEIR CLERKS.

1. Information or complaint and warrant or summons.....	\$ 1 00
2. Warrant where summons issued in first instance	0 25
3. Each necessary copy of summons or warrant....	0 25
4. Each summons or warrant to or for a witness or witnesses. (Only one summons on each side to be charged for in each case, which may contain any number of names. If the justice of the case requires it, additional summonses shall be issued without charge).....	0 50
5. Information for warrant for witness and warrant	0 50
6. Each necessary copy of summons or warrant for witness.....	0 10
7. For every recognizance.....	0 50
8. For hearing and determining case.....	0 75
9. If case lasts over two hours.....	1 50
10. Where one justice alone cannot lawfully hear and determine the case the same fee for hearing and determining to be allowed to the associate justice.....	
11. For each warrant of distress or commitment..	0 50

- |   |      |
|---|------|
| 12. For making up record of conviction or order where the same is ordered to be returned to sessions or on <i>certiorari</i> .....  | 1 00 |
| But in all cases which admit of a summary proceeding before a single justice and wherein no higher penalty than \$20 can be imposed, there shall be charged for the record of conviction not more than..... | 0 50 |
| 13. For copy of any other paper connected with any case, and the minutes of the same is demanded, per folio of 100 words.....   | 0 10 |
| 14. For every bill of costs when demanded to be made out in detail.....   | 0 10 |
- (Items 13 and 14 to be chargeable only when there has been an adjudication).

## (B) CONSTABLES' FEES.

- |   |      |
|---|------|
| 1. Arrest of each individual upon a warrant, or arresting without a warrant an individual who is subsequently convicted or committed for trial \$   | 1 50 |
| 2. Serving summons or subpoena .....  | 0 50 |
| 3. Mileage to serve summons, subpoena or to make an arrest, one way, per mile, 15 cents (if no public conveyance is available reasonable livery charges to be allowed).   |      |
| 4. Mileage when service cannot be effected, upon proof of due diligence, one way.....   | 0 15 |
| 5. Returning with prisoner after arrest to bring same before a magistrate or justice for preliminary hearing or trial where the magistrate or justice is not at place where warrant was handed constable, and where the journey is of necessity over a different route than that travelled to make the arrest, per mile one way | 0 15 |
| 6. Taking prisoner to gaol on remand or committal, one way, per mile (if no public conveyance is available reasonable livery charges to be allowed).....  | 0 15 |
| (Not payable if this is return journey from taking prisoner before justice double mileage not being chargeable.)  |      |
| 7. Attending magistrate or justices on summary trials, or on examination of prisoners charged with crime for each day necessarily employed, only one day's fees on any number of cases.....   | 2 00 |
| 8. Serving distress warrant, and returning same   | 1 50 |
| 9. Advertising under distress warrant.....  | 1 50 |

10. Travelling to make distress, or to search for goods to make distress, when no goods are found, one way, per mile ..... 0 15
11. Appraisements, whether by one appraiser or more, two cents in the dollar on the value of the goods.
12. Catalogue sale and commission, and delivery of goods—five cents in the dollar on the net produce of the goods.

## (C) WITNESSES' FEES.

1. Each day attending trial ..... \$ 1 50
2. Mileage travelled to attend trial (one way) per mile ..... 0 15

## (D) INTERPRETERS' FEES.

1. Each day attending trial ..... 2 50
2. Mileage the same as witnesses.

**16.** Section seven hundred and seventy-six of the said Act is amended by inserting after the words "provisions of" in the fifth line thereof the words "paragraph (h) of section seven hundred and seventy-three or of."

Prosecution for officers stealing fares to be tried summarily only with consent of accused.

**17.** Section nine hundred and eighty-six of the said Act, as enacted by chapter thirteen of the statutes of 1913 and chapter sixteen of the statutes of 1918, is amended by adding thereto the following subsection:—

"(2) In any prosecution under section two hundred and twenty-nine, two hundred and twenty-nine A or two hundred and thirty evidence that a person was convicted for being the keeper of a disorderly house shall be *prima facie* evidence that such house is a disorderly house as against any person charged with being or having been at the same time, an inmate or frequenter of the same disorderly house.

Conviction of keeper *prima facie* evidence of premises being a disorderly house.

**18.** Section one thousand and twenty-four of the said Act is amended by inserting the following subsection immediately after subsection one thereof:—

"(1A) Any person whose acquittal has been set aside may appeal to the Supreme Court of Canada against the setting aside of such acquittal.

Persons whose acquittal is set aside may appeal to the Supreme Court of Canada.

**19.** Section one thousand and eighty-one of the said Act is amended by adding thereto the following subsection:—

"(5) The court in suspending sentence may direct that the offender shall be placed on probation for such period and under such conditions as the court may prescribe, and may from time to time increase or decrease such period

Offender under suspended sentence may be placed on probation.



period and change such conditions, and that during such period the offender shall report from time to time as the court may prescribe to any officer that the court may designate, and the offender shall be under the supervision of such officer during the said period, and the officer shall report to the court if the offender is not carrying out the terms on which the sentence is suspended, and thereupon the offender shall be brought again before the court for sentence. The offender may also be ordered to make restitution and reparation to a person or persons aggrieved or injured by the offence for which he was convicted for the actual damage or loss thereby caused, and the offender may while on probation be ordered as one of said conditions to provide for the support of his wife and any other dependent or dependents for which he is liable."

Prosecution  
not to be  
taken after  
three years  
from offence.

**20.** Paragraph (a) of section eleven hundred and forty of the said Act is amended by adding thereto the following sub-paragraph:—

"(iv) Any offence relating to or arising out of the location of land which was paid for in whole or in part by scrip or was granted upon certificates issued to half-breeds in connection with the extinguishment of Indian title."

Seals not  
necessary.

**21.** It shall not hereafter be necessary for any justice to attach or affix any seal to any proceedings or process the forms for which are contained in Part XXV of the said Act.

**22.** The said Act is hereby amended by inserting therein, immediately after section one thousand and fifty-five, the following section:—

Revision of  
sentence by  
court of  
appeal.

"**1055A.** (1) When an offender has been convicted of an indictable offence other than one punishable with death, a judge of the court of appeal for the province in which the conviction was had may direct that application may be made to that court for a revision of the sentence passed.

"(2) Upon any application so made the court of appeal shall consider the fitness of the sentence passed and may upon such evidence, if any, as it thinks fit to require or receive—

"(a) refuse to alter that sentence; or

"(b) diminish or increase the punishment imposed thereby, but always so that the diminution or increase be within the limits of the punishment prescribed by law for the punishment of the offence of which the offender has been convicted; or

"(c) otherwise, but within such limits, modify the punishment imposed by the sentence.

"(3)

“(3) A judgment whereby the court of appeal so diminishes, increases or modifies the punishment of an offender, shall have the same force and effect as if it were a sentence which might have been passed upon the offender by the court before which he was tried.”

**23.** Chapter twelve of the statutes of 1919, second session, *An Act to amend the Criminal Code*, is repealed. Chapter amending s. 118 re having firearms, etc

**24.** Forms one to seventy-six, both inclusive, in Part XXV of the said Act are repealed, and the following are enacted in lieu thereof:—

### FORM 1.

(Section 629.)

#### *Information to obtain a Search Warrant.*

Canada, }  
Province of , }  
County of . }

The information of A. B., of \_\_\_\_\_ in the said county (*yeoman*), taken this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_ before me,

\_\_\_\_\_ who says that (*describe things to be searched for and offence in respect of which search is made*), and that he has reasonable grounds for believing that the said goods and chattels, or some part of them are concealed in the (*dwelling-house, etc.*), of C. D., of \_\_\_\_\_ in the said district (*or county, etc.*), (*here add the grounds of belief, whatever they may be*): Wherefore (*he*) prays that a search warrant may be granted to (*name of person*) to search the said (*dwelling-house, etc.*), for the said goods and chattels.

Sworn before me the day and year first above mentioned.

J. P. (*name of County*).

63-64 V., c. 46, form J.

### FORM 2.

(Section 630.)

#### *Warrant to Search.*

Canada, }  
Province of , }  
County of . }

To the peace officers in the said county.

Whereas it appears on the oath of A. B., of \_\_\_\_\_, that there are reasonable grounds for believing that (*describe things*)

*things to be searched for and offence in respect of which search is made*) are concealed in at

This is, therefore, to authorize and require you between the hours of (*as the justice shall direct*) to enter into the said premises, and to search for the said things, and to bring the same before me or some other justice.

Dated this                      day of                      , in the year .

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form I.

### FORM 2A.

(Section 629A.)

Canada, }  
Province of , }  
County of . }

Whereas proof upon oath has this day been made before me, that the name of J. S. to the within warrant subscribed is of the handwriting of the justice within mentioned, I do therefore hereby authorize W. T. who brings me this warrant and all other persons to whom this warrant was originally directed or by whom it may be lawfully executed, and also all peace officers of the said county to execute the same within the said county.

1909, c. 9.

*J. P. (name of County).*

### FORM 3.

(Section 654).

*Information and Complaint for an Indictable Offence.*

Canada, }  
Province of , }  
County of . }

The information and complaint of C. D. of ,  
(*yeoman*), taken this                      day of                      , in the  
year                      , before the undersigned who saith  
that (*etc., stating the offence*).

(*us*)

Sworn before (*me*), the day and year first above mentioned.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form C.

FORM



## FORM 4.

(Section 656.)

*Warrant to Apprehend a Person Charged with an Indictable Offence Committed on the High Seas or Abroad.*

*For offences committed on the high seas the warrant may be the same as in ordinary cases, but describing the offence to have been committed 'on the high seas, out of the body of any district or county of Canada and within the jurisdiction of the Admiralty of England.'*

*For offences committed abroad for which the parties may be indicted in Canada, the warrant also may be the same as in ordinary cases, but describing the offence to have been committed 'on land out of Canada, to wit: at \_\_\_\_\_ in the Kingdom of \_\_\_\_\_, or, at \_\_\_\_\_, in the Island of \_\_\_\_\_, in the West Indies, or at \_\_\_\_\_, in the East Indies. or as the case may be.*

55-56 V., c. 29, sch. 1, form D.

## FORM 5.

(Section 658.)

*Summons to a Person charged with an Indictable Offence.*

Canada, }  
 Province of }  
 County of }  
 To A. B., of (labourer):

Whereas you have this day been charged before the undersigned for that you on \_\_\_\_\_, at \_\_\_\_\_, (*stating shortly the offence*): These are therefore to command you, in His Majesty's name, to appear before (*me*) on \_\_\_\_\_ at \_\_\_\_\_ o'clock in the (fore) noon, at \_\_\_\_\_, or before such other justice for the said county as shall then be there, to answer to the said charge, and to be further dealt with according to law.

Given under (*my*) hand, this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form E.

## FORM 6.

(Section 659.)

*Warrant in the first instance to apprehend a Person charged  
with an Indictable Offence.*

Canada,                     }  
Province of                 },  
County of                    }.

To the peace officers in the said county.

Whereas A. B., of                     , (*labourer*), has this day been charged upon oath before the undersigned, for that he, on                     , at                     , did (*etc., stating shortly the offence*): These are, therefore, to command you, in His Majesty's name, forthwith to apprehend the said A. B., and to bring him before (*me*) or some other justice in and for the said county, to answer unto the said charge, and to be further dealt with according to law.

Given under (*my*) hand, this                     day of                     ,  
in the year                     .

*J. P., (name of county.)*

55-56 V., c. 29, sch. 1, form F.

## FORM 7.

(Section 660.)

*Warrant in lieu of or when the Summons is disobeyed.*

Canada,                     }  
Province of                 },  
County of                    }.

To the peace officers in the said county.

Whereas on the                     day of                     , A.D.                     ,  
A. B., of                     , was charged before (*me* or *us*),  
the undersigned for that (*etc., as in the summons*); and  
whereas I (*or he*) (*or we or they*) did then issue (*my, our, his or their*) summons to the said A. B., commanding him,  
in His Majesty's name, to appear before (*me*) on                     day  
the                     day of                     A.D.                     , at  
o'clock in the (*fore*) noon, at                     , or before such  
other justice as should then be there, to answer to the  
said charge and to be further dealt with according to law;  
and whereas the said A. B. has neglected to be or appear  
at the time and place appointed in and by the said summons,  
132                     although

although it has now been proved to (*me*) upon oath that the said summons was duly served upon the said A. B., or it appears that the said summons cannot be served: These are therefore to command you in His Majesty's name, forthwith to apprehend the said A. B., and to bring him before (*me*) or some other justice in and for the said county, to answer the said charge, and to be further dealt with according to law.

Given under (*my*) hand, this                      day of                      ,  
in the year                      .

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form G.

## FORM 8.

(Section 662.)

### *Endorsement in Backing a Warrant.*

Canada, }  
Province of ,  
County of .

Whereas proof upon oath has this day been made before me, that the name of J. S. to the within warrant subscribed, is of the handwriting of the justice within mentioned: I do therefore hereby authorize W. T. who brings to me this warrant and all other persons to whom this warrant was originally directed, or by whom it may be lawfully executed, and also peace officers of the said county, to execute the same within the said county.

Given under (*my*) hand, this                      day of                      ,  
in the year.                      .

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form H.

## FORM 9.

(Section 665.)

*Warrant to convey before a Justice of another County.*

Canada, }  
Province of ,  
County of .

To the peace officers in the said county.

Whereas information upon oath was this day made before  
the undersigned that A. B., of \_\_\_\_\_, on the \_\_\_\_\_ day  
of \_\_\_\_\_



of \_\_\_\_\_, in the year \_\_\_\_\_, at \_\_\_\_\_, in the county of \_\_\_\_\_  
(state the charge).

And whereas I have taken the deposition of X. Y. as to the said offence.

And whereas the charge is of an offence committed in the county of \_\_\_\_\_

This is to command you to convey the said (name of accused), of \_\_\_\_\_, before some justice of the last-mentioned county, near the above place, and to deliver to him this warrant and the said deposition.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

J. P., (name of County.)

55-56 V., c. 29, sch. 1, form A.

FORM 10.

(Section 666.)

*Receipt to be given to the Constable by the Justice for the County in which the Offence was committed.*

Canada, \_\_\_\_\_ }  
Province of \_\_\_\_\_, }  
County of \_\_\_\_\_.

I, J. L., hereby certify that W. T., peace officer of the county of \_\_\_\_\_ has, on this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, by virtue of and in obedience to a warrant of J. S., a justice in and for the county of \_\_\_\_\_, produced before me one A. B., charged before the said J. S. with having (etc., stating shortly the offence) and delivered him into the custody of \_\_\_\_\_, by my direction to answer to the said charge, and further to be dealt with according to law, and has also delivered unto me the said warrant, together with the information (if any) in that behalf, and the deposition (s) of C. D. (and of \_\_\_\_\_), in the said warrant mentioned, and that he has also proved to me, upon oath, the handwriting of the said J. S., subscribed to the same.

Dated the day and year first above mentioned.

J. P., (name of County.)

55-56 V., c. 29, sch. 1, form B.

## FORM 11.

(Section 671.)

*Summons to a Witness.*

Canada,                     }  
 Province of                },  
 County of                    }.  
 To E. F., of                 , (labourer):

Whereas information has been laid before the undersigned that A. B. (*etc., as in the summons or warrant against the accused*), and it has been made to appear to me that you are likely to give material evidence for (*the prosecution or for the accused*): These are therefore to require you to appear before the presiding justice, on                 next, at o'clock in the (fore) noon, at                 to testify what you know concerning the said charge so made against the said A.B.

Given under my hand, this                 day of                 ,  
 in the year                 .

J. P., (*name of County.*)

55-56 V., c. 29, sch. 1, form K; 58-59 V., c. 40, s. 1.

## FORM 12.

(Section 673.)

*Warrant when a Witness has not obeyed the Summons, or has avoided service.*

Canada,                     }  
 Province of                },  
 County of                    }.

To the peace officers in the said county.

Whereas information having been laid before                 , a justice, in and for the said county,                 that A. B. (*etc., as in the summons*); and it having been made to appear to (*me*) upon oath that E. F. of                 (*labourer*), was likely to give material evidence for (*the prosecution or the accused*), (*I*) duly issued (*my*) summons to the said E. F., requiring him to appear before the presiding justice on                 , at                 , to testify what he knows respecting the said charge; and whereas proof has this day been made upon oath before (*me*) of such summons having been duly served upon the said E. F. (*or that the said E. F. has avoided service thereof*); and whereas the said E. F. has neglected to appear at the time and place appointed

by the said summons, and no just excuse has been offered for such neglect; These are therefore to command you to bring the said E. F. before the presiding justice on at \_\_\_\_\_ o'clock in the (fore) noon, at \_\_\_\_\_, as shall then be there, to testify what he knows concerning the said charges.

Given under (my) hand, this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

J. P., (name of county.)

55-56 V., c. 29, sch. 1, form L.

FORM 13.

(Sections 674 and 842.)

Conviction for Contempt.

Canada, }  
Province of \_\_\_\_\_, }  
County of \_\_\_\_\_.

Be it remembered that on the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, in the county of \_\_\_\_\_, E. F. is convicted before me, for that he did not attend before me to give evidence on the trial of a certain charge against one A. B. of theft (or as the case may be), although duly summonsed or subpœaned (or bound by recognizance to appear and give evidence in that behalf (as the case may be) and has not shown before me any sufficient excuse for such default, and I adjudge the said E. F., for his said offence, to be imprisoned in the common gaol of the county of \_\_\_\_\_, at \_\_\_\_\_, for the space of \_\_\_\_\_, there to be kept with (or without) hard labour (as may be authorized and determined, and in case a fine is also intended to be imposed, then proceed) and I also adjudge that the said E. F. do forthwith pay a fine of \_\_\_\_\_ dollars, and in default of payment, that the said fine, with the cost of collection, be levied by distress and sale of the goods and chattels of the said E. F.

Given under my hand the day and year first above mentioned.

J. P. or Judge.

55-56 V., c. 29, sch. 1, form PP.



## FORM 14.

(Section 675.)

*Warrant for a Witness in the First Instance.*

Canada,	}
Province of	
County of	

To the peace officers in the said county.

Whereas information has been laid before the undersigned that (*etc., as in the summons*); and it having been made to appear to (*me*) upon oath, that E. F. of , (*labourer*), is likely to give material evidence for the prosecution (*or for the accused*), and that it is probable that the said E. F. will not attend to give evidence unless compelled to do so: These are therefore to command you to bring the said E. F. before the presiding justice on , at o'clock in the (fore) noon, at , to testify what he knows concerning the said charge.

Given under my hand this            day of            ,  
in the year            .

J. P., (*name of county.*)

55-56 V., c. 29, sch. 1, form M.

## FORM 15.

(Section 677.)

*Warrant when a witness has not obeyed a subpœna.*

Canada,	}
Province of	
County of	

To the peace officers in the said county.

Whereas information having been laid before , a justice in and for the said county, that A. B. (*etc., as in the summons*); and there being reason to believe that E. F., of , (*labourer*), was likely to give material evidence for (*the prosecution or for the accused*), a writ of subpœna was issued by order of , judge of (*name of court*) to the said E. F., requiring him to appear before the presiding justice on            at            to testify what he knows respecting the said charge; and whereas proof has this day been made upon oath before (*me*) of such writ of subpœna having been duly served upon the said E. F.; and whereas the said E. F. has neglected to appear at the time and place appointed by the said writ of subpœna, and no just excuse has been offered for such

neglect: These are therefore to command you to bring the said E. F. before the presiding justice on at \_\_\_\_\_ o'clock in the (fore) noon, at \_\_\_\_\_, to testify what he knows concerning the said charge so made against the said A B.

Given under (*my*) hand this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

J. P., (*name of County*).

55-56 V., c. 29, sch. 1, form N.

# FORM 16.

(Section 678.)

*Warrant of Commitment of a witness for refusing to be sworn or to give evidence.*

Canada	}
Province of _____	
County of _____	

To the peace officers in the said county of, and to the keeper of the common gaol at \_\_\_\_\_, in the said county.

Whereas A. B. was lately charged before \_\_\_\_\_, a justice in and for the said county, for that (*etc., as in the summons*); and it having been made to appear to (*me*) upon oath that E. F. of \_\_\_\_\_ was likely to give material evidence (*for the prosecution or for the accused*), (*I*) duly issued (*my*) summons to the said E. F., requiring him to appear before the presiding judge on \_\_\_\_\_, at \_\_\_\_\_, to testify what he knows concerning the said charge; and the said E. F. now appearing by virtue of the said warrant, to testify as aforesaid, and being required to make oath or affirmation as a witness in that behalf, (*now refuses so to do or being duly sworn as a witness now refuses to answer certain questions concerning the premises which are now here put to him, and more particularly the following or refuses or neglects to produce certain documents which he is required to produce, to wit; or refuses to sign his depositions*) without offering any just excuse for such refusal or neglect: These are therefore to command you, to take and safely convey the said E. F. to the common gaol at \_\_\_\_\_, in the county aforesaid, and there to deliver him to the keeper thereof, together with this precept: And I do hereby command you, the said keeper, to receive the said E. F. into your custody in the said common gaol, and him there safely keep for the space of \_\_\_\_\_ days, for the said contempt, unless in the meantime he consents to be examined,

examined, and to answer concerning the premises (*or as the case may be*); and for your so doing, this shall be your sufficient warrant.

Given under (*my*) hand, this                      day of                      ,  
in the year                      .

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form O.

# FORM 17.

(Section 679.)

*Warrant remanding a prisoner.*

Canada	}	To the Peace Officers in the said City or County and the Keeper of the Common Gaol at in the said County.
Province of		
County of		
City of		
To Wit;		

You are hereby commanded forthwith to convey to the said common gaol the person or persons this day charged before me and remanded as in the following schedule set forth:—

Person charged.	Offence.	Remanded to.
-----------------	----------	--------------

And you the said keeper are hereby commanded to receive the said person or persons into your custody in said gaol, to be there safely kept until the day when his or her remand shall expire as aforesaid and then to have such person or persons before the presiding justice at the hour of                      o'clock in the                      noon of the said day, there to answer further to said charge and to be further dealt with according to law, unless you shall be otherwise ordered in the meantime.

Given under my hand this                      day of                      19 ,  
at the                      aforesaid.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form P.



## FORM 18.

(Section 681.)

*Recognizance of Bail discharging Remand on an Adjournment of Examination.*

Canada  
 Province of  
 County of

}  
 , }  
 . }

Be it remembered that on the                      day of  
 in the year                      , A. B., of                      , (labourer), L. M.,  
 of                      , (grocer), and N. O., of                      , (butcher),  
 personally came before me, and severally acknowledged them-  
 selves to owe to our Lord the King, the several sums follow-  
 ing, that is to say: The said A. B. the sum of                      , and  
 the said L. M., and N. O., the sum of                      , each, to be  
 made and levied of their several goods and chattels, lands  
 and tenements respectively, to the use of our said Lord the  
 King, if he, the said A. B., fails in the condition endorsed  
 (or hereunder written).

Taken and acknowledged the day and year first above  
 mentioned, at                      before me.

J. P., (name of County.)

*Condition.*

The condition of the within (or above written recogni-  
 zance is such that whereas the within bounden A. B. was  
 this day (or on                      last past) charged before me for  
 that (etc., as in the warrant); and whereas the examination  
 of the witnesses for the prosecution in this behalf is adjourn-  
 ed until the                      day of                      : If therefore the said  
 A. B. appears before the presiding judge on the said  
 day of                      , at                      o'clock in the (fore) noon, to  
 answer (further) to the said charge, and to be further dealt  
 with according to law, the said recognizance to be void,  
 otherwise to stand in full force and virtue.  
 55-56 V.. c. 29, sch. 1, form Q.

## FORM 19.

(Section 682.)

*Deposition of a Witness.*

Canada,  
 Province of  
 County of

}  
 , }  
 . }

The deposition of X. Y., of                      , taken before the  
 undersigned, this                      day of                      , in the year  
                     , at                      (or after notice to C. D. who stands  
                     140                      committed

committed for ) in the presence and hearing of C.D., who stands charged that (*state the charge*). The said deponent saith on his (*oath or affirmation*) as follows: (*Insert deposition as nearly as possible in words of witness.*)

(*If depositions of several witnesses are taken at the same time, they may be taken and signed as follows*):

The depositions of X. of , Y. of , Z. of etc., taken in the presence and hearing of C. D., who stands charged that

The deponent X. (*on his oath or affirmation*) says as follows:

The deponent Y. (*on his oath or affirmation*) says as follows:

The deponent Z. (*on his oath, etc., etc.*)  
(*The signature of the justice may be appended as follows*):

The depositions of X., Y., Z., etc., written on the several sheets of paper, to the last of which my signature is annexed, were taken in the presence and hearing of C. D., and signed by the said X., Y., Z., etc., respectively in his presence. In witness whereof I have in the presence of the said C. D. signed my name.

Witness:

J. P., (*name of County.*)

55-56 V., c. 29, sch. 1, form S.

#### FORM 20.

(Section 684.)

#### *Statement of the Accused.*

Canada, }  
Province of , }  
County of . }

A. B. stands charged before the undersigned this day of , in the year , for that the said A. B., on , at (*etc., as in the captions of the depositions*); and the said charge being read to the said A. B., and the witnesses for the prosecution, C. D. and E. F., being severally examined in his presence, the said A. B. is now addressed by me as follows:

‘ Having heard the evidence, do you wish to say anything in answer to the charge? You are not bound to say anything, but whatever you do say will be taken down in writing, and may be given in evidence against you at your trial. You must clearly understand that you have nothing to hope from any promise or favour, and nothing to fear from any threat which may have been held out to

you to induce you to make any admission or confession of guilt, but whatever you now say may be given in evidence against you upon your trial, notwithstanding such promise or threat.' Whereupon the said A. B. says as follows: (*Here state whatever the prisoner says and in his very words, as nearly as possible. Get him to sign it if he will*).

A. B.

Taken before me, at \_\_\_\_\_, the day and year first above mentioned.

J. P., (*name of County*).

55-56 V., c. 29, sch. 1, form T.

# FORM 21.

(Section 688.)

*Form of Recognizance where the Prosecutor requires the Justice to bind him over to prosecute after the charge is dismissed.*

Canada.	}
Province of	
County of	

Whereas C. D. was charged before me upon the information of E. F. that C. D. (*state the charge*), and upon the hearing of the said charge I discharged the said C. D., and the said E. F. desires to prefer an indictment against the said C. D. respecting the said charge, and has required me to bind him over to prefer and prosecute such an indictment at (*here describe the next practicable sitting of the court by which the person discharged would be tried if committed*).

The undersigned E. F. hereby binds himself to perform the following obligation, that is to say, that he will prefer and prosecute an indictment respecting the said charge against the said C. D. at (*as above*). And the said E. F. acknowledges himself bound to forfeit to the Crown the sum of \$ \_\_\_\_\_ in case he fails to perform the said obligation.

E. F.

Taken before me.

J. P., (*name of County*).

55-56 V., c. 29, sch. 1, form U.

FORM



## FORM 22.

(Section 690.)

### Warrant of Commitment.

Canada	}	To the Peace Officers of the said
Province of.....		City or County of and to the
.....		Keeper of the Common Goal at
County of.....		..... in the
City of.....		said County.
To wit:		

Whereas.....  
was this day charged before me with having on the ....  
day of.....19...., in the City or County afore-  
said, unlawfully.....

And whereas on a preliminary examination on said charge the said accused was this day committed by me for trial.

These are therefore to command you the said Peace Officers to take the said accused and h. . . . . safely convey to the said Common Goal and there deliver h. . . . . to the Keeper thereof, with this precept. And I do hereby command you the said Keeper to receive the said accused into your custody, in the said Common Gaol and there safely keep h. . . . until he shall be thence delivered by the due course of law.

Given under my hand this.....day of  
.....19.....

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form V.

## FORM 23.

(Section 692.)

### Recognizance to Prosecute.

Canada, }  
Province of ,  
County of .

Be it remembered that on the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, C. D. of \_\_\_\_\_, in the \_\_\_\_\_ of \_\_\_\_\_, in the county aforesaid, (*farmer*), personally came before me, and acknowledged himself to owe to our Lord the King, the sum of \_\_\_\_\_, to be made and levied of his goods and chattels, lands and tenements, to the use of our \_\_\_\_\_ said \_\_\_\_\_

said Lord the King, if the said C. D. fails in the condition endorsed (*or hereunder written*).

Taken and acknowledged before me the day and year first above mentioned.

*J. P., (name of County.)*

*Condition to Prosecute.*

The condition of the within (*or above*) written recognizance is such that whereas one A. B. was this day charged before me, J. S., a justice within mentioned, for that (*etc., as in the caption of the depositions*); if therefore, he the said C. D. appears at the court by which the said A.B. is or shall be tried\* and there duly prosecutes such charge then the said recognizance to be void, otherwise to stand in full force and virtue.

55-56 V., c. 29, sch. 1, form W.

(Section 692.)

FORM 24.

*Recognizance to Prosecute and Give Evidence.*

(*Same as the last form, to the asterisk\*, and then thus*):—And there duly prosecutes such charge against the said A. B. for the offence aforesaid, and gives evidence thereon, as well to the jurors who shall then inquire into the said offence, as also to them who shall pass upon the trial of the said A. B., then the said recognizance to be void, or else to stand in full force and virtue.

55-56 V., c. 29, sch. 1, form X.

FORM 25.

(Section 692.)

*Recognizance to Give Evidence.*

(*Same as form 23 to the asterisk,\* and then thus*):—And there gives such evidence as he knows upon the charge to be then and there preferred against the said A. B. for the offence aforesaid, then the said recognizance to be void, otherwise to remain in full force and virtue.

55-56 V., c. 29, sch. 1, form Y.

FORM

## FORM 26.

(Section 694.)

*Commitment of a Witness for Refusing to Enter into the Recognizance.*

Canada	}
Province of	
County of	

To the peace officers in the said county and to the keeper of the common gaol of the said county, at in the county aforesaid.

Whereas A. B. was lately charged before the undersigned for that (*etc., as in the summons to the witness*), and it having been made to appear to (*me*) upon oath that E. F., of , was likely to give material evidence for the prosecution, a summons was duly issued to the said E. F., requiring him to appear before the presiding justice on , at to testify what he knows concerning the said charge; and the said E. F. now appearing before (*me*) (*or being brought before (me) by virtue of a warrant in that behalf to testify as aforesaid*), has been now examined before (*me*) touching the premises, but being by (*me*) required to enter into a recognizance conditioned to give evidence against the said A. B., now refuses so to do: These are therefore to command you to take and safely convey the said E. F. to the common gaol at , in the county aforesaid, and there deliver him to the said keeper thereof, together with this precept: And I do hereby command you, the said keeper, to receive the said E. F. into your custody in the said common goal, there to imprison and safely keep him until after the trial of the said A. B. for the offence aforesaid, unless in the meantime the said E. F. duly enters into such recognizance as aforesaid, in the sum of before some one justice for the said county, conditioned in the usual form to appear at the court by which the said A. B. is or shall be tried, and there to give evidence upon the said charge.

Given under my hand this                      day of ,  
in the year .

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form Z.

R.S., 1906.

FORM



## FORM 27.

(Section 694.)

*Order Discharging Witness, when Accused Discharged.*

Canada,	}
Province of	
County of	

To the keeper of the common gaol at \_\_\_\_\_, in the  
county aforesaid.

Whereas by order dated the \_\_\_\_\_ day of \_\_\_\_\_, A.D. \_\_\_\_\_, reciting that A. B. was charged before (*me*) for a certain offence therein mentioned, and that E. F. having appeared before (*me*) and being examined as a witness for the prosecution on that behalf, refused to enter into recognizance to give evidence against the said A. B., and I therefore thereby committed the said E. F. to your custody, and required you safely to keep him until after the trial of the said A. B. for the offence aforesaid, unless in the meantime he should enter into such recognizance as aforesaid; and whereas the said A. B. has been since discharged, and it is therefore not necessary that the said E. F. should be detained longer in your custody: These are therefore to order and direct you the said keeper to discharge the said E. F. out of your custody, as to the said commitment.

Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form AA.

## FORM 28.

(Section 696.)

*Recognizance of Bail.*

Canada	}
Province of	
County of	

Be it remembered that on the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, A. B. of \_\_\_\_\_, (*labourer*), L. M. of \_\_\_\_\_, (*grocer*), and N. O. of \_\_\_\_\_, (*butcher*), personally came before (*us*) the undersigned, (*two*) justices for the said county, and severally acknowledged themselves to owe to our Lord the King, the several sums following, that is to say: the said A. B., the sum of \_\_\_\_\_, and the said L. M. and N. O. the sum of \_\_\_\_\_, each, to be made

and levied of their several goods and chattels, lands and tenements respectively, to the use of our said Lord the King, if he, the said A. B., fails in the condition endorsed (*or hereunder written*).

Taken and acknowledged the day and year first above mentioned, at \_\_\_\_\_, before us.

*J. P., (name of County.)*

The condition of the within (*or above*) written recognizance is such that whereas the said A. B. was this day charged before (*us*), the justices within mentioned for that (*etc., as in the warrant*); if, therefore, the said A. B. appears at the next superior court of criminal jurisdiction (*or court of general or quarter sessions of the peace*) to be holden in and for the said county, and there surrenders himself into the custody of the keeper of the common gaol (*or lock-up house*), and pleads to such indictment as may be found against him by the grand jury, for and in respect to the charge aforesaid, and takes his trial upon the same, and does not depart the said court without leave, then the said recognizance to be void, otherwise to stand in full force and virtue.

63-64 V., c. 46, form BB.

#### FORM 29.

(Section 698.)

*Warrant of Deliverance when Bail given for accused already committed.*

Canada,	}
Province of	
County of	

To the keeper of the common gaol of the said county at \_\_\_\_\_, in the said county.

Whereas A. B. late of \_\_\_\_\_, (*labourer*), has before (*us*), (*two*) justices in and for the said county, entered into his own recognizance, and found sufficient sureties for his appearance at the next superior court of criminal jurisdiction (*or court of general or quarter sessions of the peace*), to be holden in and for the said county, to answer our Lord the King, for that (*etc., as in the commitment*), for which he was taken and committed to your said common gaol: These are therefore to command you, in His Majesty's name, that if the said A. B. remains in your custody in the said common gaol for the said cause,

and for no other, you shall forthwith suffer him to go at large.

Given under our hands, this                      day of                      ,  
in the year                      .

*J. P., (name of County.)*

63-64 V., c. 46, form CC.

#### FORM 30.

(Section 704.)

##### *Gaoler's Receipt to the Constable for the Prisoner.*

I hereby certify that I have received from W. T., constable, of the said county, the body of A. B., together with a warrant under the hand of J. S., justice for the said county, and that the said A. B. was sober, (*or as the case may be*), at the time he was delivered into my custody.

*Keeper of the common gaol of the said county.*

55-56 V., c. 29, sch. 1, form DD.

#### FORM 31.

(Section 727).

##### *Conviction imposing a Penalty to be Levied by Distress and in Default of Sufficient Distress, by Imprisonment.*

Canada,                      }  
Province of                      , }  
County of                      . }

Be it remembered that on the                      day of                      , in the year                      , at                      , in the said county, A.B. is convicted before the undersigned, for that the said A. B. (*etc., stating the offence, and the time and place when and where committed*), and I adjudge the said A. B. for his said offence to forfeit and pay the sum of \$                      (*stating the penalty, and also the compensation, if any*), to be paid and applied according to law, and also to pay to the said C. D. the sum of                      , for costs; and if the said several sums are not paid forthwith, (*or on or before the                      of                      next*), \*I order that the same be levied by distress and sale of the goods and chattels of the said A. B., and in default of sufficient distress, \*I adjudge the said A. B. to be imprisoned in the common gaol of the said county, at                      , in the said county (there to be kept at hard labour, *if the Act or law authorizes this, and it is so adjudged*) for the term of                      unless the said several sums and



all costs and charges of the said distress and of the commitment and of the conveying of the said A. B. to the said gaol are sooner paid.

Given under my hand the day and year first above mentioned, at

*J. P., (name of County.)*

*\*Or when the issuing of a distress warrant would be ruinous to the defendant and his family, or it appears he has no goods whereon to levy a distress, then instead of the words between the asterisks \* \* say, ' inasmuch as it is now made to appear to me that the issuing of a warrant of distress in this behalf would be ruinous to the said A. B. and his family,' (or, ' that the said A. B. has no goods or chattels whereon to levy the said sums by distress ').*

55-56 V., c. 29, sch. 1, form VV.

### FORM 32.

(Section 727.)

*Conviction imposing a Penalty, and in Default of Payment, Imprisonment.*

Canada, }  
Province of , }  
County of . }

Be it remembered that on the                      day of                      , in the year                      , at                      , in the said county, A.B. is convicted before the undersigned, for that he the said A. B. (*etc., stating the offence, and the time and place when and where it was committed*), and I adjudge the said A. B. for his said offence to forfeit and pay the sum of                      (*stating the penalty and the compensation, if any*) to be paid and applied according to law; and also to pay to the said C. D. the sum of                      for costs; and if the said several sums are not paid forthwith (*or, on or before                      next*), I adjudge the said A. B. to be imprisoned in the common gaol of the said county, at                      , in the said county (and there to be kept at hard labour, *if the Act or law authorizes this, and it is so adjudged*) for the term of                      , unless the said sums and the costs and charges of the commitment and of the conveying of the said A. B. to the said common gaol are sooner paid.

Given under my hand, the day and year first above mentioned.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form WW.

## FORM 33.

(Section 727.)

*Conviction when the Punishment is by Imprisonment, etc.*

Canada,  
 Province of  
 County of

}

Be it remembered that on the                      day of                      , in the year                      , at                      , in the said county, A. B. is convicted before the undersigned, for that he the said A. B. (*etc., stating the offence, and the time and place when and where it was committed*); and I adjudge the said A. B. for his said offence to be imprisoned in the common gaol of the said county, at                      , in the county aforesaid, (and there to be kept at hard labour, *if the Act or law authorizes this, and it is so adjudged*) for the term of                      ; and that the said A. B. do pay to the said C. D. the sum of                      , for costs, and if the said sum for costs is not paid forthwith (*or on or before*                      next), then\* I order that the said sum be levied by distress and sale of the goods and chattels of the said A. B.; and in default of sufficient distress in that behalf,\* that the said A. B. to be imprisoned in the said common gaol (and kept there at hard labour, *if the Act or law authorizes this, and it is so adjudged*) for the term of                      , to commence at and from the expiration of the term of imprisonment aforesaid, unless the said sum for costs and the costs and charges of the commitment and of the conveying of the said A. B. to gaol are sooner paid.

Given under my hand, the day and year above first mentioned, at                      .

*J. P., (name of County.)*

*\*Or when the issuing of a distress warrant would be ruinous to the defendant and his family, or it appears that he has no goods whereon to levy a distress, then, instead of the words between the asterisks \*\* say, 'inasmuch as it is now made to appear to me that the issuing of a warrant of distress in this behalf would be ruinous to the said A. B. and his family,' (or, 'that the said A. B. has no goods or chattels whereon to levy the said sum for costs by distress').*

55-56 V., c. 29, sch. 1, form XX.

FORM

## FORM 34.

(Section 727.)

*Order for Payment of Money to be Levied by Distress, and in Default of Distress, Imprisonment.*

Canada,	}
Province of	
County of	

Be it remembered that on \_\_\_\_\_, a complaint was made before the undersigned, for that (*stating the facts entitling the complainant to the order, with the time and place when and where they occurred*), and now at this day, to wit, on \_\_\_\_\_, at \_\_\_\_\_, the parties aforesaid appear before me the said justice (*or the said C. D. appears before me the said justice*), but the said A. B., although duly called, does not appear by himself, his counsel, solicitor or agent, and it is now satisfactorily proved to me on oath that the said A. B. was duly served with the summons in this behalf, which required him to be and appear here on this day before me or such justice, as should now be here, to answer the said complaint, and to be further dealt with according to law); and now having heard the matter of the said complaint, I do adjudge the said A. B. to pay to the said C. D. the sum of \_\_\_\_\_ forthwith (*or on or before \_\_\_\_\_ next, or as the Act or law requires*), and also to pay to the said C. D. the sum of \_\_\_\_\_ for costs; and if the said several sums are not paid forthwith (*or on or before \_\_\_\_\_ next*) then,\* I hereby order that the same be levied by distress and sale of the goods and chattels of the said A. B. and in default of sufficient distress in that behalf \* I adjudge the said A. B. to be imprisoned in the common gaol of the said county, at \_\_\_\_\_, (and there kept at hard labour, *if the Act or law authorizes this, and it is so adjudged*) for the term of \_\_\_\_\_, unless the said several sums and all costs and charges of the said distress and of the commitment and of the conveying of the said A. B. to the said common gaol are sooner paid.

Given under my hand, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, in the year \_\_\_\_\_.

J. P., (*name of County.*)

\*Or when the issuing of a distress warrant would be ruinous to the defendant and his family, or it appears that he has no goods whereon to levy a distress, then, instead of the words between the asterisks \* \* say, 'inasmuch as it is now made to appear to me that the issuing of a warrant of distress in this behalf would be ruinous to the said A. B. and his family,'



(or 'that the said A. B. has no goods or chattels whereon to levy the said sums by distress').

55-56 V., c. 29, sch. 1, form YY.

FORM 35.

(Section 727.)

*Order for Payment of Money, and in Default of Payment, Imprisonment.*

Canada,  
Province of  
County of

}  
,  
.

Be it remembered that on , a complaint was made before the undersigned, for that (*stating the facts entitling the complainant to the order, with the time and place when and where they occurred*), and now on this day, to wit on , at , the parties aforesaid appear before me (*or the said C. D. appears before me but the said A. B., although duly called, does not appear by himself, his counsel, solicitor or agent, and it is now satisfactorily proved to me upon oath that the said A. B. was duly served with the summons in this behalf which required him to appear here this day before me, or such justice for the said county, as should now be here, to answer to the said complaint, and to be further dealt with according to law*), and now having heard the matter of the said complaint, I do adjudge the said A. B. to pay to the said C. D. the sum of

forthwith (*or on or before next, or as the Act or law requires*), and also to pay to the said C. D. the sum of for costs; and if the said several sums are not paid forthwith (*or on or before*

next), then the said A. B. to be imprisoned in the common gaol of the said county at , (there to be kept at hard labour, *if the Act or law authorizes this, and it is so adjudged*) for the term of , unless the said several sums and the costs and charges of the commitment and of the conveying of the said A. B. to the said common gaol are sooner paid.

Given under my hand this day of ,  
A. D. .

J. P., (*name of County*).

FORM

## FORM 36.

(Section 727).

*Order for any other Matter where the Disobeying of it is punishable with Imprisonment.*

Canada, }  
Province of , }  
County of . }

Be it remembered that on \_\_\_\_\_, complaint was made before the undersigned, for that (*stating the facts entitling the complainant to the order, with the time and place where and when they occurred*); and now on this day, to wit, on \_\_\_\_\_, at \_\_\_\_\_, the parties aforesaid appear before me (*or the said C. D. appears before me but the said A. B., although duly called, does not appear by himself, his counsel, solicitor or agent, and it is now satisfactorily proved to me, upon oath, that the said A. B. was duly served with the summons in this behalf, which required him to appear here this day before me, or such justice for the said county, as should now be here, to answer to the said complaint and to be further dealt with according to law*); and now having heard the matter of the said complaint, I do adjudge the said A. B. to (*here state the matter required to be done*), and if, upon a copy of the minute of this order being served upon the said A. B., either personally or by leaving the same for him at his last or most usual place of abode, he neglects or refuses to obey the same, in that case I adjudge the said A. B., for such his neglect or disobedience, to be imprisoned in the common goal of the said county, at \_\_\_\_\_, (there to be kept at hard labour, *if the Act or law authorizes this, and it is so adjudged*) for the term of \_\_\_\_\_, unless the said order is sooner obeyed, and I do also adjudge the said A. B. to pay to the said C. D. the sum of \_\_\_\_\_ for costs, and if the said sum for costs is not paid forthwith (*or on or before \_\_\_\_\_ next*), I order the same to be levied by distress and sale of the goods and chattels of the said A. B., and in default of sufficient distress in that behalf I adjudge the said A. B. to be imprisoned in the said common gaol (there to be kept at hard labour, *if the Act or law authorizes this, and it is so adjudged*) for the space of \_\_\_\_\_, to commence at and from the termination of his imprisonment aforesaid, unless the said sum for costs is sooner paid.

Given under my hand this                      day of                      ,  
in the year                      .

*J. P., (name of County).*

## FORM 37.

(Section 730.)

*Form of Order of Dismissal of an Information or Complaint.*

Canada,	}
Province of	
County of	

Be it remembered that on \_\_\_\_\_, information was laid (or complaint was made) before the undersigned for that (etc., as in the summons of the defendant) and now at this day, to wit, on \_\_\_\_\_, at \_\_\_\_\_, (if at any adjournment insert here: 'to which day the hearing of this case was duly adjourned, of which the said C. D. had due notice,') both the said parties appear before me in order that I should hear and determine the said information (or complaint) (or the said A. B. appears before me, but the said C. D., although duly called, does not appear); [whereupon the matter of the said information (or complaint) being by me duly considered, it manifestly appears to me that the said information (or complaint) is not proved, and] (if the informant or complainant does not appear, these words may be omitted), I do therefore dismiss the same, and do adjudge that the said C. D. do pay to the said A. B. the sum of \_\_\_\_\_, for costs; and if the said sum for costs is not paid forthwith (or on or before \_\_\_\_\_), I order that the same be levied by distress and sale of the goods and chattels of the said C. D., and in default of sufficient distress in that behalf, I adjudge the said C. D. to be imprisoned in the common gaol of the said county of \_\_\_\_\_, at \_\_\_\_\_, (and there kept at hard labour, (if the Act or law authorizes this, and it is so adjudged) for the term of \_\_\_\_\_, unless the said sum for costs, and all costs and charges of the said distress and of the commitment and of the conveying of the said C.D. to to the said common gaol are sooner paid.

Given under my hand, this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

J. P., (name of County.)

55-56 V., c. 29, sch. 1, form BBB.

## FORM 38.

(Section 730.)

*Form of Certificate of Dismissal.*

Canada,	}
Province of	
County of	

I hereby certify that an information (or complaint) preferred by C. D. against A. B. for that (etc., as in the summons)



*mons*) was this day considered by me, and was by me dismissed (with costs).

Dated at , this day of , in the year

J. P., (name of County.)

55-56 V., c. 29, sch. 1, form CCC.

### FORM 39.

(Section 741.)

*Warrant of Distress upon a Conviction imposing a Penalty.*

Canada,	}
Province of	
County of	

To the peace officers in the said county.

Whereas A. B., late of , (labourer), was on this day (or on last past) duly convicted before , a justice, in and for the said county , for that (stating the offence, as in the conviction), and it was thereby adjudged that the said A. B. should for such his offence, forfeit and pay (etc., as in the conviction), and should also pay to the said C. D. the sum of , costs; and that if the said several sums were not paid forthwith or within , the same should be levied by distress and sale of the goods and chattels of the said A. B., and also that the said A. B., in default of sufficient distress, should be imprisoned in the common gaol of the said county, at

and there kept at hard labour (if the conviction so adjudges) for the space of ,

unless the said several sums and all costs and charges of the said distress, and of the commitment and conveying of the said A. B. to the said common gaol were sooner paid;

\*And whereas the said A. B. has not paid the same or any part thereof: These are, therefore, to command you in His Majesty's name forthwith to make distress of the goods and chattels of the said A. B.; and if within days next thereafter, the said sums, together with the reasonable charges of taking and keeping the distress, are not paid, then to sell the said goods and chattels, and to pay the money arising from such sale unto me; and if no such distress is found, then to certify such fact unto me.

Given under my hand, this day of , in the year .

J. P., (name of County.)

55-56 V., c. 29, sch. 1, form DDD.

## FORM 40.

(Section 741.)

*Warrant of Distress upon an Order for the Payment of Money.*

Canada,	}
Province of	
County of	

To the peace officers in the county aforesaid.

Whereas on \_\_\_\_\_, last past, a complaint was made before \_\_\_\_\_, a justice in and for the said county, for that (*etc., as in the order*), and afterwards, to wit, on \_\_\_\_\_, at \_\_\_\_\_, the said parties appeared before \_\_\_\_\_ (*as in the order*), and thereupon the matter of the said complaint having been considered, the said A. B. was adjudged to pay to the said C. D. the sum of \_\_\_\_\_, on or before \_\_\_\_\_ then next, and also to pay to the said C. D. the sum of \_\_\_\_\_, costs; and that if the said several sums were not paid on or before the said \_\_\_\_\_ then next, the same should be levied by distress and sale of the goods and chattels of the said A. B.; and that in default of sufficient distress in that behalf, the said A. B. should be imprisoned in the common gaol of the said county, at \_\_\_\_\_, (and there kept at hard labour *if the order so directs*) for the term of \_\_\_\_\_, unless the said several sums and all costs and charges of the distress (and of the commitment and conveying of the said A. B. to the said common gaol) were sooner paid; \*And whereas the time in and by the said order appointed for the payment of the said several sums of \_\_\_\_\_, and \_\_\_\_\_ has elapsed, and the said A. B. has not paid the same, or any part thereof: These are, therefore, to command you, in His Majesty's name, forthwith to make distress of the goods and chattels of the said A. B.; and if within the space of \_\_\_\_\_ days after the making of such distress, the said last mentioned sums, together with the reasonable charges of taking and keeping the said distress, are not paid, then to sell the said goods and chattels so by you distrained, and to pay the money arising from such sale unto me: (*or some other of the convicting justices, as the case may be*); and if no such distress can be found, then to certify such fact unto me.

Given under my hand, this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form EEE.

R.S., 1906.

## FORM 41.

(Section 741.)

*Warrant of Commitment upon a Conviction imposing a Penalty in the first instance.*

Canada,	}
Province of	
County of	

To the peace officers in the said county, and to the keeper of the common gaol of the county aforesaid at \_\_\_\_\_, in the said county.

Whereas A. B., late of \_\_\_\_\_, (*labourer*), was on this day convicted before the undersigned, for that (*stating the offence, as in the conviction*), and it was thereby adjudged that the said A. B., for his offence, should forfeit and pay the sum of \_\_\_\_\_ (*etc., as in the conviction*), and should pay to the said C. D. the sum of \_\_\_\_\_; and that if the said several sums were not paid (forthwith) the said A. B. should be imprisoned in the common gaol of the county, at \_\_\_\_\_, in the county aforesaid (and there kept at hard labour *if the conviction so adjudges*) for the term of \_\_\_\_\_, unless the said several sums and the costs and charges of the commitment and of the conveying of the said A. B. to the said common gaol were sooner paid; And whereas the time in and by the said conviction appointed for the payment of the said several sums has elapsed, and the said A. B. has not paid the same, or any part thereof: These are, therefore, to command you, to take the said A. B., and him safely to convey to the common gaol aforesaid, and there to deliver him to the keeper thereof, together with this precept: And I do hereby command you, the keeper of the said common gaol, to receive the said A. B. into your custody in the said common gaol, there to imprison him (and keep him at hard labour *if the conviction so adjudges*) for the term of \_\_\_\_\_, unless the said several sums and the costs and charges of the commitment and of the conveying of the said A. B. to the said common gaol are sooner paid unto you; and for your so doing, this shall be your sufficient warrant.

Given under my hand, this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form FFF.

FORM



## FORM 42.

(Section 741.)

*Warrant of Commitment on an Order in the first instance.*

Canada,	}
Province of	
County of	

To the peace officers in the said county and to the keeper of the common gaol of the said county, at \_\_\_\_\_, in the county aforesaid.

Whereas, on \_\_\_\_\_ last past, complaint was made before the undersigned for that (*etc., as in the order*), and afterwards, to wit, on the \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_ A. B. and C. D. appeared before me, (*or as it is in the order*), and thereupon having considered the matter of the complaint, I adjudged the said A. B. to pay the said D. C. the sum of \_\_\_\_\_ on or before the \_\_\_\_\_ day of \_\_\_\_\_ then next, and also to pay to the said C. D. the sum of \_\_\_\_\_, for costs; and that if the said several sums were not paid on or before the \_\_\_\_\_ day of \_\_\_\_\_ then next, the said A. B. should be imprisoned in the said common gaol (and there be kept at hard labour *if the order so directs*) for the term of \_\_\_\_\_, unless the said several sums and the costs and charges of the commitment and of the conveying of the said A. B. to the said common gaol, were sooner paid: And whereas the time in and by the said order appointed for the payment of the said several sums of money has elapsed, and the said A. B. has not paid the same, or any part thereof; These are, therefore, to command you, to take the said A. B. and him safely convey to the said common gaol, and there to deliver him to the keeper thereof, together with this precept: And I do hereby command you, the said keeper of the common gaol, to receive the said A. B. into your custody in the said common gaol, there to imprison him (and keep him at hard labour *if the order so directs*) for the term of \_\_\_\_\_ unless the said several sums and the costs and charges of the commitment and of conveying him to the said common gaol are sooner paid unto you; and for your so doing, this shall be your sufficient warrant.

Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form GGG.

FORM

## FORM 43.

(Section 741.)

*Constable's Return nulla bona to a Warrant of Distress.*

I, W. T., constable, of \_\_\_\_\_, in the county of \_\_\_\_\_, hereby certify to J. S., a justice in and for the said county, that by virtue of the attached warrant I have made diligent search for the goods and chattels of the within mentioned A. B. and that I can find no sufficient goods or chattels of the said A. B. whereon to levy the sums in the said warrant mentioned.

Witness my hand, this \_\_\_\_\_ day of \_\_\_\_\_, one thousand nine hundred and \_\_\_\_\_.

55-56 V., c. 29, sch. 1, form III.

## FORM 44.

(Section 741.)

*Warrant for Commitment for Want of Distress.*

Canada, \_\_\_\_\_ }  
 Province of \_\_\_\_\_, }  
 County of \_\_\_\_\_ . }

To the peace officers of the county of \_\_\_\_\_, and to the keeper of the common gaol of the said county, at \_\_\_\_\_, in the said county.

Whereas (*etc., as in either of the foregoing distress warrants 39 or 40, to the asterisk, \* and then thus*): And whereas afterwards on the \_\_\_\_\_ day of \_\_\_\_\_, in the year aforesaid, I issued a warrant to the proper officers in that behalf, to levy the said sums of \_\_\_\_\_ and \_\_\_\_\_ by distress and sale of the goods and chattels of the said A. B.; And whereas it appears to me, that the said peace officer has made diligent search for the goods and chattels of the said A. B., but that no sufficient distress whereon to levy the sums above mentioned could be found: These are, therefore, to command you, to take the said A. B., and him safely to convey to the common gaol at aforesaid, and there deliver him to the keeper, together with this precept: And I do hereby command you, the said keeper, to receive the said A. B. into your custody, in the said common gaol, there to imprison him (and keep him at hard labour *if the order so directs*) for the term of \_\_\_\_\_, unless the said several sums, and all the costs and charges of the said distress and of the commitment and of the conveying

conveying of the said A. B. to the said common gaol are sooner paid unto you, and for so doing this shall be your sufficient warrant.

Given under my hand, this                      day of                      ,  
in the year                      .

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form JJJ.

#### FORM 45.

(Section 742.)

#### *Warrant of Distress for Costs upon an Order for Dismissal of an Information or Complaint.*

Canada,                      }  
Province of                      , }  
County of                      . }

To the peace officers in the said county.

Whereas on                      last past, information was laid (or complaint was made) before                      , a justice in and for the said county of                      , for that (*etc., as in the order of dismissal*) and afterwards, to wit, on                      , at                      , both parties appearing before (*me*)                      , in order that (*I*) should hear and determine the same, and the several proofs adduced to (*me*) in that behalf, being by (*me*) duly heard and considered, and it manifestly appearing to (*me*) that the said information (or complaint) was not proved, (*I*) therefore dismissed the same and adjudged that the said C. D. should pay to the said A. B. the sum of                      , for costs; and (*I*) ordered that if the said sum for costs was not paid (forthwith) the same should be levied on the goods and chattels of the said C. D., and that in default of sufficient distress in that behalf the said C. D. should be imprisoned in the common gaol of the said county at                      , (and there kept at hard labour *if the order so directed*) for the space of                      unless the said sum for costs, and all costs and charges of the said distress and of the commitment and of the conveying of the said C. D. to the said common gaol, were sooner paid; \* And whereas the said C. D. has not paid the said costs or any part thereof: These are, therefore, to command you, in His Majesty's name, forthwith to make distress of the goods and chattels of the said C. D., and if within the term of                      days next after the making of such distress, the said last mentioned sum, together with the reasonable charges of taking and keeping the said distress, shall not



be paid, then to sell the said goods and chattels, and pay the money arising from such sale to (*me*) that (*I*) may pay and apply the same as by law directed, and may render the overplus (if any) on demand to the said C. D., and if no distress can be found, then to certify such fact unto (*me*) (*or to any other justice for the said county*).

Given under my hand, this                      day of                      ,  
in the year                      .  
J. P., (*name of County.*)

55-56 V., c. 29, sch. 1, form KKK.

# FORM 46.

(Section 742.)

## *Warrant of Commitment for Want of Distress.*

Canada,                      }  
Province of                      , }  
County of                      . }

To the peace officers in the said county and to the keeper  
of the common gaol at                      , in the county  
aforesaid.

Whereas (*etc., as in form 45 to the asterisk, \* and then thus*): And whereas afterwards, on the                      day  
of                      , in the year aforesaid, I, issued a warrant  
to the proper officers in that behalf, to levy the said sum  
of                      , for costs, by distress and sale of the goods  
and chattels of the said C. D.: And whereas it appears to  
me, as well by the return to the said warrant of distress,  
as otherwise, that the said peace officer has made diligent  
search for the goods and chattels of the said C. D., but  
that no sufficient distress whereon to levy the sum above  
mentioned could be found: These are, therefore, to com-  
mand you, to take the said C. D., and him safely convey  
to the common gaol of the said county, at                      afore-  
said, and there deliver him to the keeper thereof, together  
with this precept: And I hereby command you, the said  
keeper, to receive the said C. D. into your custody in the  
said common gaol, there to imprison him (and keep him  
at hard labour *if the order so directed*) for the term of                      ,  
unless the said sum, and all the costs and charges of the  
said distress and of the commitment and of the conveying  
of the said C. D. to the said common gaol are sooner paid  
unto you; and for your so doing, this shall be your sufficient  
warrant.

Given

Given under my hand this                      day of  
in the year                      .  
J. P., (*name of County*).

55-56 V., c. 29, sch. 1, form LLL.

FORM 47.

(Section 743.)

*Endorsement in Backing a Warrant of Distress.*

Canada,                      }  
Province of                      , }  
County of                      . }

Whereas proof upon oath has this day been made before me, that the name of J. S. to the within warrant subscribed is of the handwriting of the justice within mentioned, I do therefore authorize W. T., who brings me this warrant, and all other persons to whom this warrant was originally directed, or by whom the same may be lawfully executed, and also all peace officers in the said county to execute the same within the county aforesaid.

Given under my hand, this                      day of                      ,  
one thousand nine hundred and                      .

J. P., (*name of County*).

55-56 V., c. 29, sch. 1, form HHH.

FORM

R.S., 1906.

FORM 48.

(Section 748)

*Order for Recognizance to keep the Peace.*

Canada,                      }  
Province of                      , }  
County of                      . }

Whereas A. B. was charged before me on                      ,  
the                      day of                      , A.D.                      , that he  
was guilty of having committed the offence of                      ,  
and after hearing the case against the said A.B., I am  
satisfied that the said offence was committed by the  
accused and that it is expedient that the said accused  
should be required to, and it is hereby ordered and required

that the said accused do enter into a recognizance (*with one or more sureties as the justice may deem meet*) to keep the peace and to be of good behaviour for a period of months from the date hereof.

Given under my hand this                      day of                      ,  
A.D.                      .  
J. P., (*name of County*).

## FORM 48A.

(Section 748.)

*Order upon Complaint made for Recognizance to Keep the Peace.*

Canada,                      }  
Province of                      , }  
County of                      . }

Whereas complaint has been made before me upon oath by A. B. of                      , in the said County (or by C. D. on behalf of A. B.) that he the said A. B. is afraid that E. F. will do him, (*his wife and child*) some personal injury (*or will burn or set fire to his property*) and whereas I am satisfied that the said A. B. has reasonable grounds for his fears so complained of; therefore I do hereby order and require you the said E. F. to enter into a recognizance (*with one or more sureties as the justice may deem meet*) to keep the peace and to be of good behaviour for a period of months from the date hereof.

Given under my hand this                      day of                      ,  
in the year                      .  
J. P., (*name of County*.)

## FORM 49.

(Sections 748 and 1058.)

*Form of Recognizance to Keep the Peace.*

Canada,                      }  
Province of                      , }  
County of                      . }

Be it remembered that on the                      day of                      ,  
in the year                      , A. B. of                      , (*labourer*),  
L. M. of                      , (*grocer*), and N. O. of                      , (*butcher*),  
personally came before (*us*) the undersigned, and severally  
acknowledged themselves to owe to our Lord the King the  
several sums following, that is to say: the said A. B. the  
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sum of \_\_\_\_\_, and the said L. M. and N. O. the sum of \_\_\_\_\_, each, to be made and levied of their goods and chattels, lands and tenements respectively, to the use of our said Lord the King, if he, the said A. B., fail in the condition endorsed (*or hereunder written*).

Taken and acknowledged the day and year first above mentioned at \_\_\_\_\_ before us.

*J. P., (name of County.)*

The condition of the within (*or above*) written recognizance is such that if the within bounden A. B. (*of etc.*), keeps the peace and is of good behaviour towards His Majesty and his liege people, and specially towards C. D. (*of, etc*) for the term of \_\_\_\_\_ now next ensuing, then the said recognizance to be void, otherwise to stand in full force and virtue.

55-56 V., c. 29, sch. 1, form XXX.

#### FORM 50.

(Section 748.)

#### *Form of Commitment in Default of Recognizance.*

Canada,	}
Province of _____,	
County of _____	

To the peace officers in the said county, and to the keeper of the common gaol of the said county, at \_\_\_\_\_.

Whereas on the \_\_\_\_\_ day of \_\_\_\_\_ (*instant*), complaint on oath was made before the undersigned (*or J. L.*), by C. D., of \_\_\_\_\_, in the said county, (*labourer*), that A. B., of (*etc.*), on the \_\_\_\_\_ day of \_\_\_\_\_, at aforesaid, did threaten (*etc., follow to the end of complaint, as in form above, in the past tense, then*): And whereas the said A. B. was this day brought and appeared before me, (*or J. L.*, a justice in and for the said county of \_\_\_\_\_), to answer unto the said complaint; and having been required by me to enter into his own recognizance in the sum of \_\_\_\_\_, with or without two sufficient sureties in the sum of \_\_\_\_\_ each (*as the case may be*) to keep the peace and be of good behaviour towards His Majesty and his liege people, and especially towards the said C. D., has refused and neglected, and still refuses and neglects, to enter into such recognizance or find such sureties): These are, therefore, to command you, to take the said A. B., and him safely convey to the common gaol at \_\_\_\_\_ aforesaid, and there to deliver him to the keeper thereof, together with this precept: And I do hereby command you, the said keeper of the said common gaol, to receive the said A. B. into your custody

in the said common gaol, there to imprison him for the space of \_\_\_\_\_, or until he shall otherwise be discharged in due course of law, unless he, in the meantime, enters into such recognizance or (*finds sufficient sureties*) to keep the peace as aforesaid.

Given under my hand, this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form YYY.

### FORM 51.

(Section 750.)

#### *Form of Recognizance to try the Appeal.*

Canada, \_\_\_\_\_ }  
Province of \_\_\_\_\_, }  
County of \_\_\_\_\_.

Be it remembered that on \_\_\_\_\_, A. B. of (*labourer*), and L. M., of \_\_\_\_\_, (*grocer*), and N. O., of \_\_\_\_\_, (*yeoman*), personally came before the undersigned and severally acknowledged themselves to owe to our Lord the King, the several sums following, that is to say, the said A. B. the sum of \_\_\_\_\_, and the said L. M. and N. O. the sum of \_\_\_\_\_, each, to be made and levied of their several goods and chattels, lands and tenements respectively to the use of our said Lord the King, if he the said A. B. fails in the condition endorsed (*or hereunder written*).

Taken and acknowledged the day and year first above mentioned at \_\_\_\_\_, before me.

*(County Judge or as the case may be.)*

The condition of the within (*or the above*) written recognizance is such that if the said A. B. personally appears at the (next) General Sessions of the Peace (*or other court discharging the functions of the Court of General Sessions, as the case may be*), to be holden at \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, next, in and for the said county, and tries an appeal against a certain conviction, bearing date the \_\_\_\_\_ day of \_\_\_\_\_, (*instant*), and made by (*me*), whereby he, the said A. B., was convicted, for that he, the said A. B., did, on the \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_, in the said county, (*here set out the offence as stated in the conviction*); and also abides by the judgment of the court upon such appeal and pays such costs as are by the court awarded, then the said recognizance to be void, otherwise to remain in full force and virtue.

FORM 52.

(Section 759.)

*Certificate of Clerk of the Peace that the Costs of an Appeal are not paid.*

Office of the clerk of the peace for the county of

(*Title of the Appeal.*)

I hereby certify that at a Court of General Sessions of the Peace, (*or other court discharging the functions of the Court of General Sessions, as the case may be*), holden at in and for the said county, on last past, an appeal by A. B. against a conviction (*or order*) of J. S., a justice in and for the said county, came on to be tried, and was there heard and determined, and the said Court of General Sessions (*or other court, as the case may be*) thereupon ordered that the said conviction (*or order*) should be confirmed (*or quashed*), and that the said (appellant) should pay to the said (respondent) the sum of , costs and which sum was thereby ordered to be paid to the said clerk of the peace on or before the day of A.D., to be handed over to the said (respondent), and I further certify that the said sum for costs has not, nor has any part thereof, been paid in obedience to the said order.

Dated at , this day of , A.D.

*Clerk of the Peace.*

55-56 V., c. 29, sch. 1, form PPP.

FORM 53.

(Section 759.)

*Warrant of Distress for Costs of an Appeal against a Conviction or Order.*

Canada,  
Province of , }  
County of . }  
To the peace officers in the said county.

Whereas (*etc., as in the warrants of distress, forms 39 or 40, and to the end of the statement of the conviction or order, and then thus*): And whereas the said A. B. appealed to and the appeal was heard by the Court of General Sessions of the Peace (*or other court discharging the functions of the Court*



of General Sessions, as the case may be), for the said county, against the said conviction or order, in which appeal the said C. D. (or J. S., the justice who made the said conviction (or order) was the respondent, and the said court thereupon ordered that the said conviction (or order) should be confirmed (or quashed) and that the said (appellant) should pay to the said (respondent) the sum of which said sum was to be paid to the clerk of the peace for the said county, on or before the day of costs, one thousand nine hundred and , to be by him handed over to the said C. D.; and whereas the said clerk of the peace has, on the day of (instant), duly certified that the said sum for costs had not been paid: \*These are, therefore, to command you, in His Majesty's name, forthwith to make distress of the goods and chattels of the said A. B., and if, within the term of days next after the making of such distress the said last mentioned sum, together with the reasonable charges of taking and keeping the said distress, are not paid, then to sell the said goods and chattels, and to pay the money arising from such sale to the said clerk of the peace, and if no such distress can be found, then to certify such fact unto me or any other justice for the said county.

Given under my hand this day of ,  
in the year .  
J. P., (name of County).

55-56 V., c. 29, sch. 1, form QQQ.

#### FORM 54.

(Section 759.)

*Warrant of Commitment for want of Distress under Warrant  
Form 53.*

Canada, )  
Province of , }  
County of , }

To the peace officers in the said county, and to the keeper  
of the common gaol of the said county at .

Whereas (etc., as in form 53, to the asterisk \* and then thus): And whereas, afterwards, on the day of , in the year aforesaid, I, the undersigned, issued a warrant to levy the said sum of , for costs, by distress and sale of the goods and chattels of the said A. B.; And whereas it appears to me, as well by the return to the said warrant of distress as otherwise, that the peace officer has made

diligent search for the goods and chattels of the said A. B., but that no sufficient distress whereon to levy the said sum above mentioned could be found: These are, therefore, to command you, the said peace officers, or any one of you, to take the said A. B., and him safely convey to the common gaol of the said county, at aforesaid, and there deliver him to the keeper thereof, together with this precept: And I do hereby command you, the said keeper of the said common gaol, to receive the said A. B. into your custody in the said common gaol, there to imprison him for the term of \_\_\_\_\_, unless the said sum and all costs and charges of the said distress and of the commitment and of the conveying of the said A. B. to the said common gaol, are sooner paid unto you; and for so doing this shall be your sufficient warrant.

Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.  
J. P., (name of County.)

55-56 V., c. 29, sch. 1, form RRR.

FORM 55.  
(Section 799.)  
Conviction.

Canada,  
Province of \_\_\_\_\_,  
County of \_\_\_\_\_.

Be it remembered that on the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, at \_\_\_\_\_, A. B., being charged before me, the undersigned, (and consenting to my trying the charge summarily), is convicted before me, for that he, the said A. B., (*etc., stating the offence, and the time and place when and where committed*), and I adjudged the said A. B., for his said offence, to be imprisoned in the \_\_\_\_\_ (and there kept at hard labour, *if it is so adjudged*) for the term of \_\_\_\_\_.

Given under my hand, the day and year first above mentioned.  
Police magistrate  
for \_\_\_\_\_  
(or as the case may be).

55-56 V., c. 29, sch. 1, form QQ.

## FORM 56.

(Section 799.)

*Conviction upon a Plea of Guilty.*

Canada,                     }  
 Province of                },  
 County of                    ).

Be it remembered that on the                     day of  
 A.D.                     , at                     , A. B. being charged  
 before me, (and consenting to my trying the charge summarily), for that he, the said A. B., (*etc., stating the offence, and the time and place when and where committed*), and pleading guilty to such charge, he is thereupon convicted before me of the said offence; and I adjudge him, the said A. B., for his said offence, to be imprisoned in the (and there kept at hard labour, *if it is so adjudged*) for the term of                     .

Given under my hand, the day and year first above mentioned.

Police magistrate  
 for

(*or as the case may be*).

55-56 V., c. 29, sch. 1, form RR.

## FORM 57.

(Section 799.)

*Certificate of Dismissal.*

Canada,                     }  
 Province of                },  
 County of                    ).

I, the undersigned, certify that on the                     day  
 of                     , in the year                     , at                     , A. B.,  
 being charged before me (and consenting to my trying the charge summarily), for that he, the said A. B. (*etc., stating the offence charged, and the time and place when and where alleged to have been committed*), I did, after having summarily tried the said charge, dismiss the same.

Given under my hand, this                     day of                     ,  
 in the year                     .

Police magistrate  
 for

(*or as the case may be*.)

55-56 V., c. 29, sch. 1, form SS.

FORM



## FORM 58.

(Section 813.)

*Certificate of Dismissal.*

Canada, }  
 Province of , }  
 County of . }  
 , justices for the of  
 (or if a recorder,  
 etc., I a , of the  
 of , as the case may be ), do hereby certify that  
 on the day of , in the year ,  
 at , in the said of , A. B. was brought  
 before us, the said justices (or me, the said ),  
 charged with the following offence, that is to say (*here state  
 briefly the particulars of the charge*), and we thereupon  
 dismissed the said charge.

Given under my hand, this day of ,  
 in the year .

55-56 V., c. 29, sch. 1, form TT.

## FORM 59.

(Section 814.)

*Conviction.*

Canada, }  
 Province of , }  
 County of . }

Be it remembered that on the day of , in  
 the year , at , in the county of  
 , A. B. is convicted before us (or me),

(or as the case may be) for that he, the said A. B., did  
 (*specify the offence and the time and place when and where  
 the same was committed, as the case may be, but without setting  
 forth the evidence*), and we (or I), adjudge the said A. B.,  
 for his said offence, to be imprisoned in the with  
 (or without) hard labour (*in the discretion of the justice*)  
 for the space of , (or we) (or I) adjudge  
 the said A. B., for his said offence, to forfeit and pay (*here  
 state the penalty actually imposed*), and in default of immed-  
 iate payment of the said sum, to be imprisoned in the  
 with (or without) hard labour (*in the*

*discretion of the justice*) for the term of \_\_\_\_\_, unless the said sum is sooner paid.

Given under our hands the day and year first above mentioned.

55-56 V., c. 29, sch. 1, form UU.

### FORM 60.

(Section 827.)

#### *Form of Record when the Prisoner Pleads Guilty.*

Canada,                     )  
Province of                 ),  
County of                   ).

Be it remembered that A. B., being a prisoner in the gaol of the said county, on a charge of having on the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, stolen, etc. (*one cow the property of C. D., or as the case may be, stating briefly the offence*), and being brought before me (*describe the judge*) on the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, and asked by me if he consented to be tried before me without the intervention of a jury, consented to be so tried; and that the said A. B. being then arraigned upon the said charge, he pleaded guilty thereof, whereupon I sentenced the said A. B. to (*here insert such sentence as the law allows and the judge thinks right*).

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

*Judge.*

55-56 V., c. 29, sch. 1, form NN.

### FORM 61.

(Section 833.)

#### *Form of Record when the Prisoner Pleads Not Guilty.*

Canada,                     )  
Province of                 ),  
County of                   ).

Be it remembered that A. B. being a prisoner in the gaol of the said county, committed for trial on a charge of having on \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, stolen,

stolen, etc. (*one cow, the property of C. D., or as the case may be, stating briefly the offence*) and having been brought before me (*describe the judge*) on the                      day of                      , in the year                      , and asked by me if he consented to be tried before me without the intervention of a jury, consented to be so tried; and that upon the                      day of                      , in the year                      , the said A. B., being again brought before me for trial, and declaring himself ready, was arraigned upon the said charge and pleaded not guilty; and after hearing the evidence adduced, as well in support of the said charge as for the prisoner's defence (*or as the case may be*), I find him to be guilty of the offence with which he is charged as aforesaid, and I accordingly sentence him to (*here insert such sentence as the law allows and the judge thinks right*), (*or I find him not guilty of the offence with which he is charged, and discharge him accordingly*).

Witness my hand at                      , this                      day of                      , in the year                      .

Judge.

55-56 V., c. 29, sch. 1, form MM.

FORM 62.

(Section 842.)

*Warrant to apprehend Witness.*

Canada,                      }  
Province of                      ,  
County of                      .

To the peace officers in the said county.

Whereas it having been made to appear to me, that E. F., of                      , in the county aforesaid, is likely to give material evidence on behalf of the prosecution (*or defence, as the case may be*) on the trial of a certain charge of (*as theft, or as the case may be*), against A. B., and that the said E. F. was duly subpoenaed (*or bound under recognizance*) to appear on the                      day of                      , in the year                      , at                      , in the said county at                      o'clock (*forenoon or afternoon, as the case may be*), before me, to testify what he knows concerning the said charge.

And whereas proof has this day been made before me, upon oath of such subpoena having been duly served upon the said E. F., (*or of the said E. F. having been duly bound under recognizance to appear before me, as the case may be*);  
172 and



and whereas the said E. F. has neglected to appear at the trial and place appointed, and no just excuse has been offered for such neglect: These are, therefore, to command you to take the said E. F., and to bring him forthwith before me, to testify what he knows concerning the said charge, and also to answer his contempt for such neglect.

Given under my hand this                      day of                      ,  
in the year                      .

*Judge.*

55-56 V., c. 29, sch. 1, form OO.

### FORM 63.

(Sections 845 and 856.)

#### *Headings of Indictment.*

In the (*name of the court in which the indictment is found*).  
The jurors for our Lord the King present that  
(*Where there are more counts than one, add at the beginning of each count*):  
'The said jurors further present that                      .'

55-56 V., c. 29, sch. 1, form EE.

### FORM 64.

(Section 852.)

#### *Examples of the manner of stating offences.*

- (a) A. murdered B. at                      , on                      ;  
(b) A. stole a sack of flour from a ship called the                      ,  
at                      , on                      .  
(c) A. obtained by false pretences from B., a horse, a  
cart and the harness of a horse at                      , on                      .  
(d) A. committed perjury with intent to procure the  
conviction of B. for an offence punishable with penal  
servitude, namely robbery, by swearing on the trial of B.  
for the robbery of C. at the Court of Quarter Sessions for  
the county of Carleton, held at Ottawa, on the  
day of                      , 19                      ; first, that he, A., saw B. at  
Ottawa, on the                      day of                      ; secondly, that  
B. asked A. to lend B. money on a watch belonging to C.;  
thirdly, etc.

or

(e) The said A. committed perjury on the trial of B. at a Court of Quarter Sessions held at Ottawa, on for an assault alleged to have been committed by the said B. on C. at Ottawa, on the day of by swearing to the effect that the said B. could not have been at Ottawa, at the time of the alleged assault, inasmuch as the said A. had seen him at that time in Kingston.

(f) A., with intent to maim, disfigure, disable or do grievous bodily harm to B. or with intent to resist the lawful apprehension or detainer of A. (or C.), did actual bodily harm to B. (or D.).

(g) A., with intent to injure or endanger the safety of persons on the Canadian Pacific Railway, did an act calculated to interfere with an engine, a tender, and certain carriages on the said railway on at by *(describe with so much detail as is sufficient to give the accused reasonable information as to the acts or omissions relied on against him, and to identify the transaction)*.

(h) A. published a defamatory libel on B. in a certain newspaper, called the , on the day of 19 , which libel was contained in an article headed or commencing *(describe with so much detail as is sufficient to give the accused reasonable information as to the part of the publication to be relied on against him)*, and which libel was written in the sense of imputing that the said B. was *(as the case may be)*.

55-56 V., c. 29, sch. 1, form FF.

#### FORM 65.

(Section 879.)

#### *Certificate of Indictment being Found.*

Canada, }  
Province of , }  
County of . }

I hereby certify that at a Court of (Oyer and Terminer, or General Gaol Delivery, or General Sessions of the Peace) holden in and for the county of , at , in the said (county), on , a bill of indictment was found by the grand jury against A. B., therein described as A. B., late of , (labourer), for tha the *(etc., stating shortly the offence)*, and that the said A. B. has not appeared or pleaded to the said indictment.

Dated this day of , in the year

*(Title of officer.)*

55-56 V., c. 29, sch. 1, form GG.

## FORM 66.

*Warrant to Apprehend a Person Indicted.*

(Section 880.)

Canada, }  
Province of , }  
County of . }  
To the peace officers in the said county.

Whereas it has been duly certified by J. D., clerk of the (name of court) (or E. G., deputy clerk of the Crown or clerk of the peace, or as the case may be), in and for the county of \_\_\_\_\_, that (etc., stating the certificate): These are, therefore, to command you in His Majesty's name forthwith to apprehend the said A. B., and to bring him before (me) or some other justice in and for the said county, to be dealt with according to law.

Given under my hand this                      day of                      ,  
in the year                      .

*J. P., (name of County.)*

55-56 V., c. 29, sch. 1, form HH.

## FORM 67.

(Section 881.)

*Warrant of Commitment of a Person Indicted.*

Canada, }  
Province of , }  
County of . }  
To the peace officers in the said county, and the keeper of  
the common gaol, at , in the said county of

Whereas by a warrant under the hand of \_\_\_\_\_,  
(a) justice in and for the said county, dated \_\_\_\_\_,  
after reciting that it had been certified by J. D.  
(etc., as in the certificate), the said justice commanded all  
or any of the constables or peace officers of the said county,  
in His Majesty's name, forthwith to apprehend the said  
A. B., and to bring him before (him) the said justice or  
before some other justice in and for the said county,  
to be dealt with according to law; and whereas the said  
A. B. has been apprehended under and by virtue of the  
said



said warrant, and being now brought before (*me*) it is here-upon duly proved to (*me*) upon oath that the said A. B. is the same person who is named and charged as aforesaid in the said indictment: These are therefore to command you, in His Majesty's name, forthwith to take and convey the said A. B. to the said common gaol at \_\_\_\_\_, and there to deliver him to the keeper thereof, together with this precept: And (*I*) hereby command you the said keeper to receive the said A. B. into your custody in the said gaol, and him there safely to keep until he shall thence be delivered by due course of law.

Given under (*my*) hand this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_ .  
J. P., (*name of County.*)  
55-56 V., c. 29, sch. 1, form II.

FORM 68.

(Section 882.)

*Warrant to detain a Person indicted who is already in Custody for another Offence.*

Canada, }  
Province of , }  
County of . }

To the keeper of the common gaol at \_\_\_\_\_, in the said county.

Whereas it has been duly certified by J. D., clerk of the (*name the court*) (or deputy clerk of the Crown or clerk of the peace of and for the county of \_\_\_\_\_, (*or as the case may be*), that (*etc., stating the certificate*); And whereas (*I am*) informed that the said A. B. is in your custody in the said common gaol charged with some offence, or other matter; and it being now duly proved upon oath before (*me*) that the said A. B., indicted as aforesaid, and the said A. B., in your custody, are one and the same person: These are therefore to command you, in His Majesty's name, to detain the said A. B. in your custody in the common gaol aforesaid, until by a writ of *habeas corpus* he shall be removed therefrom, for the purpose of being tried upon the said indictment, or until he shall otherwise be removed or discharged out of your custody by due course of law.

Given under (*my*) hand this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_ .  
J. P., (*name of County.*)  
55-56 V., c. 29, sch. 1, form JJ.

## FORM 69.

(Section 925.)

*Challenge to Array.*

Canada,	}
Province of	
County of	

The King } A. B., who prosecutes for our Lord the King  
 v. } (or C. D., who represents the accused) chal-  
 C. D. } lenges the array of the panel on the ground  
 that it was returned by X. Y., sheriff (or E. F., deputy  
 sheriff) of the county of \_\_\_\_\_ and  
 that the said X. Y. (or E. F., as the case may be) was  
 guilty of partiality (or fraud, or wilful misconduct) on  
 returning said panel.

55-56 V., c. 29, sch. 1, form KK.

## FORM 70.

(Section 936.)

*Challenge to Poll.*

Canada,	}
Province of	
County of	

The King } A. B., who prosecutes, etc. (or C. D., who  
 v. } represents the accused) challenges G. H., on  
 C. D. } the ground that his name does not appear in  
 the panel, [or that he is not indifferent between the King  
 and the said C. D., or that he was convicted and sentenced  
 to death, or penal servitude, or imprisonment with hard  
 labour, or exceeding twelve months, or that he is an alien.]

55-56 V., c. 29, sch. 1, form LL.

## FORM 71.

(Section 1068.)

*Certificate of Execution of Judgment of Death.*

I, A. B., surgeon (or as the case may be) of the (describe  
 the prison), hereby certify that I, this day, examined the  
 body of C. D. on whom judgment of death was this day

executed in the said prison; and that on such examination I found that the said C. D. was dead.

(Signed), A. B.

Dated this            day of            , in the year

55-56 V., c. 29, sch. 1, form UUU.

### FORM 72.

(Section 1068.)

#### *Declaration of Sheriff and Others.*

We, the undersigned, hereby declare that judgment by death was this day executed on C. D., in the (*describe the prison*) in our presence.

Dated this            day of            , in the year

Sheriff of——  
Justice of the Peace for——  
Gaoler of——  
etc.,            etc.

55-56 V., c. 29, sch. 1, form VVV.

### FORM 73.

(Section 1097.)

#### *Certificate of Non-appearance to be endorsed on the Defendant's Recognizance.*

I hereby certify that the within A. B. has not appeared at the time and place in the within recognizance mentioned, but therein has made default, by reason whereof the within written recognizance is forfeited.

Dated at            .

J. P., (*name of County.*)

55-56 V., c. 29, sch. 1, forms R and MMM.

FORM



## FORM 74.

(Section 1105.)

*Writ of Fieri Facias and Capias.*

Edward VII., by the Grace of God, etc.

To the sheriff of \_\_\_\_\_, greeting:

You are hereby commanded to levy of the goods and chattels, lands and tenements, of each of the persons mentioned in the roll or extract to this writ annexed, all and singular the debts and sums of money upon them severally imposed and charged, as therein is specified; and if any of the said several debts cannot be levied, by reason that no goods or chattels, lands or tenements can be found belonging to the said persons, respectively, then, and in all such cases, that you take the bodies of such persons, and keep them safely in the gaol of your county, there to abide the judgment of our court (*as the case may be*) upon any matter to be shown by them, respectively, or otherwise to remain in your custody as aforesaid, until such debt is satisfied unless any of such persons respectively gives sufficient security for his appearance at the said court, on the return day hereof, for which you will be held answerable; and what you do in the premises make appear before us in our court (*as the case may be,*) on the \_\_\_\_\_ day of \_\_\_\_\_ term next, and have then and there this writ. Witness, etc., G. H., clerk (*as the case may be*).

55-56 V., c. 29, sch. 1, form TTT.

FORM

FORM 75.

(Section 1133.)

Justices' Return.

RETURN of convictions made by me (or us, as the case may be ), during the quarter ending , 19 .

Name of the Prosecutor.	Name of the Defendant.	Nature of the Charge.	Date of Conviction.	Name of Convicting Justice.	Amount of Penalty. Fine or Damage.	Time when paid or to be paid to the said Justice.	To whom paid over by the said Justice.	If not paid, why not, and general observations if any.

Convicting Justice(s).

55-56 V., c. 29, sch. 1, form SSS.

FORM 76.

Weapon Permit.

(Insert name and place of issue and date.)  
Permission is hereby given to (insert name of holder of permit) of , to carry (insert character of weapon) for (insert duration of permit.)

Reason for Granting Permit.

(Here are to be inserted the reasons for issuing permit.)  
(Name and office of person issuing permit.)

(1913, c. 13, and 1919, c. 46).

# 11-12 GEORGE V.

## CHAP. 26.

An Act respecting the Department of Customs and Excise.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S. c. 48.  
R.S. c. 51.

**1.** This Act may be cited as *The Department of Customs and Excise Act*.

Short title.

**2.** (1) There shall be a Department of the Government of Canada which shall be called the Department of Customs and Excise, over which the Minister of Customs and Excise for the time being appointed by Commission under the Great Seal of Canada shall preside.

Department constituted.

(2) The Minister of Customs and Excise shall be substituted for the Minister of Customs and for the Minister of Inland Revenue and for the Minister of Customs and Inland Revenue wherever they or any of them are or is mentioned or referred to in any statute or in any regulation or order made under or in pursuance of any statute.

Minister of Customs and Excise substituted for Minister of Customs, Inland Revenue or Customs and Inland Revenue.

(3) The Minister shall have the management and direction of the Department, and shall hold office during pleasure.

Minister head of department.  
Tenure of office.

(4) The Governor in Council may appoint an officer who shall be the chief officer of the Department, and who shall be called the Commissioner of Customs and Excise. An Assistant Commissioner of Customs and Excise may also be appointed. Such officers shall have such powers and perform such duties as may, respectively, be assigned to them by the Governor in Council or the Minister.

Commissioner.

Assistant.  
Powers and duties as assigned by Gov. in Council or Minister.

(5) The Minister may, subject to the provisions of *The Civil Service Act, 1918*, and any amendments thereto, from time to time authorize the employment of such temporary or acting officers of Customs and Excise as are required to carry on the work of the Department.

Officers and staff.  
Appointment under Civil Service Act.

(6) Wherever in the *Customs Act*, or in any Act relating to the Customs or heretofore administered by the Minister

R.S. c. 48.



R.S. c. 51.

Minister substituted for Minister of Customs or of Inland Revenue; Commissioner for Commissioner of Customs or Deputy Minister; Assistant Commissioner for Assistant Commissioner of Customs. "Excise" substituted for "Inland Revenue" where context allows.

Minister's duties, powers and functions.

Vesting powers of Minister in head of other department.

Annual report.

Provisions constituting departments of Customs and Inland Revenue and annual reports thereof repealed.

Entry not perfect unless invoice produced, and on foreign shipments of \$100 or more bears a

of Customs, the Minister of Customs or the Commissioner of Customs is mentioned or referred to, and wherever in the *Inland Revenue Act*, or in any Act heretofore administered by the Minister of Inland Revenue, the Minister of Inland Revenue or the Deputy Minister of Inland Revenue is mentioned or referred to, in each and every such case the Minister of Customs and Excise shall be substituted for Minister of Customs or Minister of Inland Revenue; the Commissioner of Customs and Excise shall be substituted for such Commissioner or Deputy Minister, and wherever the Assistant Commissioner of Customs is mentioned or referred to, the Assistant Commissioner of Customs and Excise shall be substituted for such Assistant Commissioner; and wherever in the *Inland Revenue Act*, or in any Act heretofore administered by the Minister of Inland Revenue, including the titles thereof, the words 'Inland Revenue' occur, there shall in each and every case, where the context allows, be substituted the word 'Excise.'

**3.** (1) The duties, powers and functions of the Minister shall extend and apply to the subjects and services enumerated in the schedule to this Act, over which the Minister shall have the control, regulation, management and supervision, subject always to the provisions of the Acts relating to the said subjects and matters connected therewith.

(2) The Governor in Council may at any time assign any of the duties and powers hereby vested in the Minister to the head of any other Department, and from the time appointed for that purpose by Order in Council such duties and powers shall be vested in the head of such other Department.

**4.** The Minister shall each year make a report to the Governor General of the transactions and affairs of the Department during the year then next preceding, which shall be laid before Parliament within fifteen days after the next meeting thereof.

**5.** Sections three, four, five, six, seven and three hundred and five of the *Customs Act*, chapter forty-eight of the Revised Statutes of Canada, 1906, and sections ten, eleven, twelve, thirteen and fourteen of the *Inland Revenue Act*, chapter fifty-one of the said Revised Statutes, are repealed.

**6.** (1) Section thirty-one of the said Customs Act is amended by adding at the end thereof the following words, "and unless in all cases of shipments from any country other than the United Kingdom, British Colonies and British Possessions, where the value for duty of the invoiced goods in terms of the standard dollar of Canada is one hundred dollars or over, such invoice bear thereon a certificate of a

Canadian Trade Commissioner, British Consul or other duly accredited officer, in the form or to the effect prescribed in that behalf by the Governor in Council, who may also prescribe the fee to be charged therefor.”

certificate of trade or consular officer.

(2) This section shall come into operation on a day to be fixed by proclamation of the Governor in Council.

7. Section forty of the said Customs Act is amended by adding thereto the following clause, “such value in no case to be lower than the wholesale price thereof at such time and place”, and by adding thereto the following subsection:

Valuation for duty at not less than wholesale price.

“(2) Provided that the value for duty of new or unused goods shall in no case be less than the actual cost of production of similar goods at date of shipment direct to Canada, plus a reasonable profit thereon, and the Minister of Customs and Excise shall be the sole judge of what shall constitute a reasonable profit in the circumstances.”

Cost plus reasonable profit.

8. Section fifty-nine of the said Customs Act is amended by adding thereto the following subsection:

Valuation of currency.

“(6) Notwithstanding any of the provisions of this section, in computing the value for duty of the currency of an invoice, no reduction shall be allowed in excess of fifty per cent of the value of the standard or proclaimed currency of the country from whence the goods are invoiced to Canada, irrespective of the rate of exchange existing between such country and Canada on date of the shipment of the goods; and in respect of goods shipped to Canada from a country where the rate of exchange is adverse to Canada, the value for duty of the currency of the invoice shall be computed at the rate of exchange existing between such country and Canada at the date of the shipment of the goods.”

No reduction over 50% of standard irrespective of rate of exchange.

Valuation where rate of exchange is adverse.

9. Section one hundred and four of the said Customs Act is amended by striking out the words “nearest to the place of landing” in the fourth line thereof, and substituting therefor the words “of the Port of exit from Canada”.

Entry of goods outward by land conveyance.

10. The said Customs Act is amended by inserting the following section immediately after section one hundred and thirty-three thereof:—

Customs house brokers may be licensed at any port by Collector, subject to approval by Minister.

“133A. (1) The Collector of Customs and Excise at any port may upon application, subject to the approval of the Minister, issue to any person, being a British subject residing in Canada and being of lawful age and good character, a license to transact business as a customs house broker at the port where such license is issued, and after the expiration of three months from the sanction of this amendment no person shall transact business as a customs house



Rights preserved.	house broker without a license granted in accordance with this provision; but nothing herein shall be so construed as to prohibit any person from transacting business pertaining to his own importations, or to prohibit duly authorized agents of importers from transacting business as provided for in sections one hundred and thirty-two and one hundred and thirty-three of this Act.
Revocation of license and notice.	"(2) The Minister may at any time for reasons which seem to him good and sufficient revoke the license of any customs house broker, in which case formal notice thereof shall be given to such customs house broker within ten days.
Application to co-partners, associations and joint stock companies.	"(3) The word 'person' in paragraph one hereof shall include persons, co-partnerships, associations and joint stock companies. In cases of co-partnerships or unincorporated associations the requirement as to nationality, residence, age and character shall apply to each of the persons composing such partnership or association; and in cases of incorporated bodies, it is required that such bodies be incorporated in Canada and that the corporation be of good reputation.
Regulations, forms and fees.	"(4) The Minister shall prescribe regulations and forms necessary or convenient for carrying the provisions of this section into effect, and may prescribe the fee to be charged for such license."
"Departmental analyst."	<b>11.</b> Section two of the said <i>Inland Revenue Act</i> is amended by adding thereto the following paragraphs:— "(i) 'departmental analyst' means an analyst in the employment of the Department of Customs and Excise or any Department of the Government of Canada.
"Provincial analyst."	(j) 'provincial analyst' means an analyst in the employment of the Government of any of the Provinces of Canada."
Jurisdiction in proceedings for summary convictions extended.	<b>12.</b> Section one hundred and thirty-two of the said <i>Inland Revenue Act</i> is amended by striking out the words 'five hundred' in the second line of paragraph (b) thereof and inserting in place thereof the words 'two thousand' and by adding thereto the following paragraph:— "(c) Every action, suit or prosecution taken under the provisions of this Act, whether under Part XV of the <i>Criminal Code</i> or before any court of competent jurisdiction, shall be inscribed on a privileged docket or roll and heard by privilege and preference."
Priority to be given court proceedings under this Act.	
Certificate of provincial analyst made evidence in prosecutions.	<b>13.</b> Subsection three of section one hundred and eighty of the <i>Inland Revenue Act</i> as enacted by chapter fifty-two of the statutes of 1920, is amended by inserting the words 'or provincial' after the word 'departmental' in the second line thereof.



**14.** Section one hundred and eighty-one of the said *Inland Revenue Act* is repealed and the following is substituted therefor:—

“**181.** Every person who has been convicted of an offence under the last preceding section or adjudged liable to the penalty therein provided for, shall in addition to any such penalty forfeit and pay for the use of His Majesty double the amount of excise duty and license duty which should have been paid by him under this Act.”

Additional penalty in double the amount of duties which should have been paid.

**15.** The *Inland Revenue Act* is amended by inserting the following section immediately after section two hundred thereof:—

“**200A.** On every cask or barrel used in a brewery or for keeping or delivering out any beer, there shall at all times be legibly cut, branded or painted in oil colours on one head, the name and address of the brewer; and on every bottle containing beer, there shall at all times be securely fixed by the brewer or bottler of the said beer, a label showing in conspicuous type the name and address of the brewer or bottler of the said beer and showing also the percentage of proof spirits contained in the said beer.”

Beer casks, barrels and bottles to be stamped with name and address of brewer or bottler, also per cent of proof spirits in bottled beer.

**16.** Section three hundred and fifty-six of the *Inland Revenue Act* is amended by adding the following subsection thereto:—

“(3) Every person who sells or offers for sale any manufactured tobacco or cigars otherwise than in or from the original package bearing thereon the proper revenue stamps, whether or not the proper duty has been paid on such tobacco or cigars, shall be guilty of an offence and be liable to a penalty of not less than ten dollars and not exceeding fifty dollars and for a second offence to a penalty of fifty dollars.”

Offence of sale of tobacco or cigars except in original stamped package.

### SCHEDULE (Sec. 3 (1).)

- (a) The control and management of the collection of the duties of Customs and of matters incident thereto.
- (b) The collection of all duties of excise.
- (c) The collection of stamp duties and the preparation and issue of stamps and stamped paper, except postage stamps.
- (d) Internal taxes, but not including income taxes.
- (e) Such other duties as may be assigned to the Minister by the Governor in Council.



# 11-12 GEORGE V.

## CHAP. 27.

An Act to amend The Customs Tariff, 1907.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1907, c. 11;  
1909, c. 10;  
1910, c. 16;  
1911, c. 7;  
1913, c. 15;  
1914, c. 26;  
1914 (2) c. 5;  
1915, c. 3;  
1916, c. 7;  
1918, c. 17;  
1919, c. 47;  
1920, c. 44.

**1.** This Act may be cited as *The Customs Tariff Amendment Act, 1921*. Short title.

**2.** *The Customs Tariff, 1907*, is amended by inserting the following section immediately after section eight thereof:  
“**8A.** Notwithstanding anything in this Act, goods, other than tobacco, cigars, cigarettes, spirituous or alcoholic liquors and articles specified in Schedule A of *The West Indies Trade Agreement Act*, the produce or manufacture of British Honduras; Bermuda; the Bahamas; Jamaica; Turks and Caicos Islands; the Leeward Islands (Antigua, St. Christopher-Nevis, Dominica, Montserrat, and the Virgin Islands); the Windward Islands (Grenada, St. Vincent and St. Lucia); Barbados; Trinidad and Tobago; and British Guiana; when imported direct therefrom shall not be subject at any time to more than fifty per centum of the duties imposed on similar goods as set forth in the General Tariff under regulations by the Minister of Customs and Inland Revenue.” Amend-ments effected by West Indies Trade Agreement.

**3.** Schedule A of *The Customs Tariff, 1907*, as amended by chapter fifteen of the statutes of 1913, by chapter twenty-six of the statutes of 1914, and by chapter five of the statutes of 1914 (second session) is further amended by striking thereout tariff items 20, 21, 22, 23, 39b, 77a, 101, 101a, 103, 104, 110, 111, 113, 134, 135, 150, 151, 153, 156, 159, 160, 162, 163, 164 and 165, the several enumerations of goods respectively, and the several rates of duties of Customs, if any, set opposite each of said items, and to provide that the following items, enumerations and rates of duties be inserted in said Schedule A: Schedule A amended.



Tariff Items.	—	British Preferential Tariff.	Intermediate Tariff.	General Tariff.
20	Cocoa paste or "liquor" and chocolate paste or "liquor," not sweetened, in blocks or cakes, per pound.....	4 cents.	5 cents.	5 cents.
21	Cocoa paste or "liquor" and chocolate paste or "liquor," sweetened, in blocks or cakes, not less than two pounds in weight, per pound.....	4½ cents.	5½ cents.	5½ cents.
22	Preparations of cocoa or chocolate in powder form....	27½ p.c.	35 p.c.	35 p.c.
23	Preparations of cocoa or chocolate, n.o.p., and confectionery, coated with or containing chocolate, the weight of the wrappings and cartons to be included in the weight for duty, per pound.....	1½ cents.	1½ cents.	1½ cents.
	and	22½ p.c.	35 p.c.	35 p.c.
39b	Arrowroot, per pound.....	½ cent.	1½ cents.	1½ cents.
77a	Cocoa beans, not roasted, crushed or ground, per one hundred pounds.....	Free.	\$1.50	\$1.50
87a	Onions in their natural state.....	Free.	30 p.c.	30 p.c.
101	Oranges and lemons.....	Free.	Free.	Free.
101a	Shaddocks or grape fruit, per one hundred pounds...	50 cents.	\$1.00	\$1.00
101b	Limes.....	Free.	15 p.c.	15 p.c.
103	Fruits preserved in brandy, or preserved in other spirits, and containing not more than forty per cent of proof spirit in the liquid contents thereof, per gallon.....	\$2.50	\$2.50	\$2.50
	and	60 p.c.	60 p.c.	60 p.c.
104	Fruits preserved in brandy, or preserved in other spirits, and containing more than forty per cent of proof spirit in the liquid contents thereof, per gallon.....	\$10.00	\$10.00	\$10.00
	and	30 p.c.	30 p.c.	30 p.c.
110	Cocoanuts, n.o.p., per one hundred.....	50 cents.	\$1.00	\$1.00
111	Cocoanuts, when imported from the place of growth, by ship, direct to a Canadian port, per one hundred.	Free.	75 cents.	75 cents.
113	Cocoanut, desiccated, sweetened or not, per pound..	5 cents.	6 cents.	6 cents.
134	All sugar above number sixteen Dutch standard in colour, and all refined sugars of whatever kinds, grades or standards, not covered by tariff item No. 135, when not exceeding eighty-eight degrees of polarization, per one hundred pounds.....	\$1.50	\$2.00	\$2.00
	when exceeding eighty-eight degrees but not exceeding eighty-nine degrees, per one hundred pounds	\$1.52	\$2.03	\$2.03
	when exceeding eighty-nine degrees but not exceeding ninety degrees, per one hundred pounds.....	\$1.54	\$2.06	\$2.06
	when exceeding ninety degrees but not exceeding ninety-one degrees, per one hundred pounds.....	\$1.56	\$2.08	\$2.08
	when exceeding ninety-one degrees but not exceeding ninety-two degrees, per one hundred pounds...	\$1.59	\$2.12	\$2.12
	when exceeding ninety-two degrees but not exceeding ninety-three degrees, per one hundred pounds..	\$1.61	\$2.15	\$2.15
	when exceeding ninety-three degrees but not exceeding ninety-four degrees, per one hundred pounds...	\$1.63	\$2.18	\$2.18
	when exceeding ninety-four degrees but not exceeding ninety-five degrees, per one hundred pounds...	\$1.65	\$2.20	\$2.20
	when exceeding ninety-five degrees but not exceeding ninety-six degrees, per one hundred pounds....	\$1.68	\$2.24	\$2.24
	when exceeding ninety-six degrees but not exceeding ninety-seven degrees, per one hundred pounds..	\$1.70	\$2.27	\$2.27
	when exceeding ninety-seven degrees but not exceeding ninety-eight degrees, per one hundred pounds.....	\$1.72	\$2.30	\$2.30
	when exceeding ninety-eight degrees but not exceeding ninety-nine degrees, per one hundred pounds...	\$1.79	\$2.39	\$2.39
	when exceeding ninety-nine degrees, per one hundred pounds.....	\$1.79	\$2.39	\$2.39
	Provided that refined sugar shall be entitled to entry under the British Preferential tariff upon evidence satisfactory to the Minister of Customs and Inland Revenue, that such refined sugar has been manufactured wholly from raw sugar produced in the British colonies and possessions, and not otherwise.			
135	Sugar above number sixteen Dutch standard in colour when imported by a recognized sugar refiner, for refining purposes only, under regulations by the Minister of Customs and Inland Revenue; and			

Tariff Items		British Preferential Tariff	Inter- mediate Tariff	General Tariff
	sugar, n.o.p., not above number sixteen Dutch standard in colour, sugar drainings or pumpings drained in transit, melado or concentrated melado, tank bottoms, sugar concrete, and molasses testing over fifty-six degrees and not exceeding seventy-six degrees, when not exceeding seventy-six degrees of polarization, per one hundred pounds.....	70 cents	\$1-16080	\$1-16080
	when exceeding seventy-six degrees but not exceeding seventy-seven degrees, per one hundred pounds.....	70-75 cents	\$1-18366	\$1-18366
	when exceeding seventy-seven degrees but not exceeding seventy-eight degrees, per one hundred pounds.....	71-5 cents	\$1-20652	\$1-20652
	when exceeding seventy-eight degrees but not exceeding seventy-nine degrees, per one hundred pounds.....	72-25 cents	\$1-22938	\$1-22938
	when exceeding seventy-nine degrees but not exceeding eighty degrees, per one hundred pounds...	73 cents	\$1-25224	\$1-25224
	when exceeding eighty degrees but not exceeding eighty-one degrees, per one hundred pounds.....	73-75 cents	\$1-27510	\$1-27510
	when exceeding eighty-one degrees but not exceeding eighty-two degrees, per one hundred pounds...	74-5 cents	\$1-29796	\$1-29796
	when exceeding eighty-two degrees but not exceeding eighty-three degrees, per one hundred pounds.....	75-25 cents	\$1-32082	\$1-32082
	when exceeding eighty-three degrees but not exceeding eighty-four degrees, per one hundred pounds	76 cents	\$1-34560	\$1-34560
	when exceeding eighty-four degrees but not exceeding eighty-five degrees, per one hundred pounds	76-75 cents	\$1-37038	\$1-37038
	when exceeding eighty-five degrees, but not exceeding eighty-six degrees, per one hundred pounds...	77-5 cents	\$1-39516	\$1-39516
	when exceeding eighty-six degrees but not exceeding eighty-seven degrees, per one hundred pounds...	78-25 cents	\$1-41994	\$1-41994
	when exceeding eighty-seven degrees but not exceeding eighty-eight degrees, per one hundred pounds.....	79 cents	\$1-44664	\$1-44664
	when exceeding eighty-eight degrees but not exceeding eighty-nine degrees, per one hundred pounds	79-75 cents	\$1-47334	\$1-47334
	when exceeding eighty-nine degrees but not exceeding ninety degrees, per one hundred pounds.....	80-5 cents	\$1-50388	\$1-50388
	when exceeding ninety degrees but not exceeding ninety-one degrees, per one hundred pounds.....	81-25 cents	\$1-53442	\$1-53442
	when exceeding ninety-one degrees but not exceeding ninety-two degrees, per one hundred pounds...	82 cents	\$1-56496	\$1-56496
	when exceeding ninety-two degrees but not exceeding ninety-three degrees, per one hundred pounds...	82-75 cents	\$1-59550	\$1-59550
	when exceeding ninety-three degrees but not exceeding ninety-four degrees, per one hundred pounds	83-5 cents	\$1-62604	\$1-62604
	when exceeding ninety-four degrees but not exceeding ninety-five degrees, per one hundred pounds...	84-25 cents	\$1-65658	\$1-65658
	when exceeding ninety-five degrees but not exceeding ninety-six degrees, per one hundred pounds....	85 cents	\$1-68712	\$1-68712
	when exceeding ninety-six degrees but not exceeding ninety-seven degrees, per one hundred pounds.....	85-75 cents	\$1-71766	\$1-71766
	when exceeding ninety-seven degrees but not exceeding ninety-eight degrees, per one hundred pounds.....	86-50 cents	\$1-74820	\$1-74820
	over ninety-eight degrees, per one hundred pounds	87-25 cents	\$1-83250	\$1-83250
	Provided that all raw sugar, including sugar specified in this item, the produce of any British Colony or possession, shall be entitled to entry under the British Preferential tariff, when imported direct into Canada from any British country.			
	Provided that sugar imported under this item shall not be subject to special duty.			
150	Lime juice and fruit juices, fortified with or containing not more than twenty-five per cent of proof spirits, per gallon.....	\$2.50	\$2.50	\$2.50
151	Lime juice and fruit juices, fortified with or containing more than twenty-five per cent of proof spirits, per gallon.....	\$10.00	\$10.00	\$10.00
	and	30 p.c.	30 p.c.	30 p.c.



Tariff Items	British Preferential Tariff.	Inter-mediate Tariff.	General Tariff.
153 Lime juice, raw and concentrated, not refined, per gallon.....	Free	15 cents	15 cents
156 Ethyl alcohol, or the substance commonly known as alcohol, hydrated oxide of ethyl or spirits of wine, n.o.p.; gin of all kinds, n.o.p.; whisky and all spirituous or alcoholic liquors, n.o.p.; amyl alcohol or fusel-oil, or any substance known as potato spirit or potato oil; methyl alcohol, wood alcohol, wood naphtha, pyroxylic spirit or any substance known as wood spirit or methylated spirits, absinthe, arrack or palm spirit, brandy, including artificial brandy and imitations of brandy, n.o.p.; cordials and liqueurs of all kinds, n.o.p.; mescal, pulque, rum shrub, schiedam and other schnapps; tafia, angostura and similar alcoholic bitters or beverages; and wines, n.o.p., containing more than forty per cent of proof spirit, per gallon of the strength of proof.....	\$10.00 \$8.00	\$10.00 \$10.00	\$10.00 \$10.00
156a Rum, per gallon of the strength of proof..... Provided, as to all goods specified in items No. 156 and No. 156a when of less strength than the strength of proof, that no reduction or allowance shall be made in the measurement thereof for duty purposes, below the strength of fifteen per cent under proof. Provided also, that when the goods specified in these two items are of greater strength than the strength of proof, the measurement thereof and the amount of duty payable thereon shall be increased in proportion for any greater strength than the strength of proof. Provided further, that bottles and flasks and packages of gin, rum, whisky and brandy of all kinds, and imitations thereof, shall be held to contain the following quantities (subject to the provisions for addition or deduction in respect of the degree of strength), viz.:— Bottles, flasks and packages, containing not more than three-fourths of a gallon per dozen, as three-fourths of a gallon per dozen; Bottles, flasks and packages, containing more than three-fourths of a gallon but not more than one gallon per dozen, as one gallon per dozen; Bottles, flasks and packages, containing more than one gallon but not more than one and one-half gallon per dozen, as one and one-half gallon per dozen; Bottles, flasks and packages, containing more than one and one-half gallon but not more than two gallons per dozen, as two gallons per dozen; Bottles, flasks and packages, containing more than two gallons but not more than two and four-fifths gallons per dozen, as two and four-fifths gallons per dozen; Bottles, flasks and packages, containing more than two and four-fifths gallons but not more than three gallons per dozen, as three gallons per dozen; Bottles, flasks and packages, containing more than three gallons but not more than three and one-fifth gallons per dozen, as three and one-fifth gallons per dozen; Provided further, that bottles or phials of liquors for special purposes, such as samples not for sale to the trade, may be entered for duty according to actual measurement, under regulations prescribed by the Minister of Customs and Inland Revenue.			
159 Spirits and strong waters of any kind, mixed with any ingredient or ingredients, as being or known or designated as essences, extracts, or ethereal and spirituous fruit essences, n.o.p., per gallon.....	\$10.00 30 p.c.	\$10.00 30 p.c.	\$10.00 30 p.c.
159a Spirits and strong waters of any kind, mixed with any ingredient or ingredients, as being or known or designated as anodynes, elixirs, tinctures or medicines, n.o.p., per gallon.....	\$3.00 and 30 p.c.	\$3.00 30 p.c.	\$3.00 30 p.c.



Tariff Items.		British Preferential Tariff.	Intermediate Tariff.	General Tariff.
160	Alcoholic perfumes and perfumed spirits, bay rum, cologne and lavender waters, lotions, hair, tooth and skin washes, and other toilet preparations containing spirits of any kind:— (a) when in bottles or flasks containing not more than four ounces each..... (b) when in bottles, flasks or other packages, containing more than four ounces each, per gallon..	90 p.c. \$ 5.00 40 p.c.	90 p.c. \$ 5.00 40 p.c.	90 p.c. \$ 5.00 40 p.c.
162	Medicinal or medicated wines, including vermouth and ginger wine, containing not more than forty per cent of proof spirit.....	80 p.c.	80 p.c.	80 p.c.
163	Wines of all kinds, n.o.p., including orange, lemon, strawberry, raspberry, elder and currant wines, containing twenty-six per cent or less of proof spirit, whether imported in wood or in bottles, per gallon.. and And in addition thereto, for each degree of strength in excess of twenty-six per cent of proof spirit until the strength reaches forty per cent of proof spirit.. Provided that six quart bottles, or twelve pint bottles shall be held to contain a gallon for duty purposes under this item.	55 cents 3 cents	55 cents 3 cents	55 cents 30 p.c. 3 cents
164	Wines of all kinds, except sparkling wines, containing not more than forty per cent of proof spirit, whether imported in wood or in bottles (six quart bottles or twelve pint bottles to be held to contain a gallon), when the produce or manufacture of any British Colony or territory in the South African Customs Union Convention, per gallon.....	55 cents.		
165	Champagne and all other sparkling wines:— (a) in bottles containing each not more than a quart but more than a pint (old wine measure), per dozen bottles..... and (b) in bottles containing not more than a pint each, but more than one-half pint (old wine measure), per dozen bottles..... and (c) in bottles containing one-half pint each or less, per dozen bottles..... and (d) in bottles containing over one quart each (old wine measure), per gallon..... and	\$9.30 \$4.65 \$2.32 \$4.50	\$9.30 \$4.65 \$2.32 \$4.50	\$9.30 30 p.c. \$4.65 30 p.c. \$2.32 30 p.c. \$4.50 30 p.c.

4. Sections two and three of this Act shall be deemed to have come into force on the tenth day of May, 1921, and to have applied to all goods mentioned in the said sections imported or taken out of warehouse for consumption on and after that day, and to have also applied to goods previously imported for which no entry for consumption was made before that day.

Date when previous sections come into force.

5. (1) *The Customs Tariff, 1907*, is amended by inserting the following section immediately after section twelve thereof:—

"12A. That all goods imported into Canada which are capable of being marked, stamped, branded or labelled, without injury, shall be marked, stamped, branded, or labelled in legible English or French words, in a conspicuous place that shall not be covered or obscured by any

Imported goods to be marked, stamped, branded or labelled.

subsequent attachments or arrangements, so as to indicate the country of origin. Said marking, stamping, branding, or labelling shall be as nearly indelible and permanent as the nature of the goods will permit.

Provided that all goods imported into Canada after the date of the coming into force of this section which do not comply with the foregoing requirements shall be subject to an additional duty of ten per centum ad valorem to be levied on the value for duty purposes and in addition such goods shall not be released from Customs possession until they have been so marked, stamped, branded or labelled under Customs supervision at the expense of the importer.

Provided further that if any person shall violate any of the provisions relating to the marking, stamping, branding, or labelling of any imported goods, or shall deface, destroy, remove, alter, or obliterate any such marks, stamps, brands, or labels, with intent to conceal the information given by or contained in such marks, stamps, brands, or labels, he shall be liable on summary conviction to a penalty not exceeding one thousand dollars, or to imprisonment not exceeding one year, or to both fine and imprisonment. The Minister of Customs and Inland Revenue may make such regulations as are deemed necessary for carrying out the provisions of this section and for the enforcement thereof.

Date of  
coming into  
force.

(2) This section shall come into force on the first day of October, nineteen hundred and twenty-one."

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OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.

# 11-12 GEORGE V.

## CHAP. 28.

### An Act to regulate the Grading of Dairy Produce.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. This Act may be cited as *The Dairy Produce Act*. Short title.
2. In this Act and in any regulation made thereunder, Definitions.  
unless the context otherwise requires,—
  - (a) "dairy produce" means butter, cheese and other food products manufactured from milk; "Dairy produce."
  - (b) "grader" means any person duly appointed as a dairy produce grader; "Grader."
  - (c) "grader's certificate" means the written report of the judgment of a dairy produce grader as to the quality and proper classification of any particular lot of dairy produce which he has examined for that purpose; "Grader's certificates."
  - (d) "grading store" means any warehouse designated by the Governor in Council as a place in which the grading of dairy produce may be carried on, and "Grading store."
  - (e) "Minister" means the Minister of Agriculture. "Minister."
3. (1) The Governor in Council may make regulations, — Regulations.
  - (a) for the grading of dairy produce intended for export;
  - (b) for the establishment or designation of grading stores;
  - (c) for the issuing of grader's certificates;
  - (d) for the special marking by manufacturers of packages of dairy produce intended to be graded;
  - (e) for the establishment of standards, definitions and grades for dairy produce, and
  - (f) for the imposition of fees for the grading of dairy produce.

(2) The Governor in Council may by regulation prescribe the time when any regulation made under the provisions of

When to come  
into force and  
where.



of this Act shall come into operation, the particular kind or kinds of dairy produce to which it shall apply, and the part or parts of Canada within which it shall be in force.

Appointment  
of dairy  
produce  
graders and  
other  
officers.

4. There may be appointed such dairy produce graders and other officers as may be deemed necessary for the carrying out of the provisions of this Act and of the regulations made thereunder.

Appeals  
from  
decisions of  
dairy produce  
grader.

5. The Governor in Council may, by regulation, provide for an appeal to the Dominion Dairy and Cold Storage Commissioner, or his representative, from a decision of a dairy produce grader as to the classification or grading of any particular lot of dairy produce.

Penalties.

6. Any person who,—

(a) violates any provision of this Act or of any regulation made thereunder; or

(b) alters, effaces or obliterates wholly or partially, or causes to be altered, effaced, or obliterated, any dairy produce grader's brands or marks on any article which has undergone grading, or on any package containing such article; or

(c) counterfeits any such brand or mark, or brands, impresses, or otherwise marks on any such article or package any mark purporting to be the mark of any dairy produce grader or of the manufacturer of such article, either with the proper marking instrument of such dairy produce grader or manufacturer, or with counterfeit imitations thereof; or

(d) empties or partially empties any such package marked, after grading, in order to put into the same any other article (of the same or any other kind) not contained therein at the time of such grading; or

(e) uses for the purpose of packing any dairy produce for sale, any old package bearing grading marks; or

(f) not being a dairy produce grader, brands or marks any package containing such article with a dairy produce grader's marks, or issues any dairy produce grader's certificate,

shall be liable, upon summary conviction, to a fine not exceeding two hundred dollars and not less than fifty dollars, or to imprisonment for any term not exceeding three months.

Commence-  
ment of  
Act.

7. This Act shall come into operation on a day to be fixed by proclamation of the Governor in Council.

# 11-12 GEORGE V.

## CHAP. 29.

An Act to amend the Dominion Elections Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Paragraph (x) of section two of the *Dominion Elections Act*, chapter forty-six of the statutes of 1920, c. 46, is repealed and the following is substituted therefor:—

“(x) “Urban polling division” means a polling division which is wholly contained within a place having a population of more than twenty-five hundred persons and being, under the provincial laws, a city, town or incorporated village, or within any other area directed by the Chief Electoral Officer to be treated as urban.”

2. Subsection one of section seven of the said Act is amended by inserting the words “election clerk” before the words “deputy returning officer” at the commencement of the fourth line of the said section.

3. Section twenty-nine of the said Act is amended by adding at the end of subsection two thereof the following:—  
“Provided also that the provisions of this subsection shall not apply to persons who originally came to Canada as minor children of parents who have subsequently become British subjects by naturalization, nor to women who became British subjects in consequence of marriage and who have hitherto been entitled to vote at an election for the House of Commons.”

4. Section thirty-one of the said Act is repealed and the following is substituted therefor:

“31. (1) Subject to the exceptions hereinafter contained, every person employed by any person for pay or reward in reference to an election in any electoral district shall be disqualified from voting and incompetent to vote in such electoral district at such election.

**Exceptions.**

(2) This section shall not extend to disqualify or render incompetent to vote the following persons (provided that such persons are otherwise qualified to vote and not disqualified from voting) namely,—

(a) The returning officer in case of there being an equality of votes on the final addition of the votes or on a recount as hereinafter provided.

(b) Any person employed under the authority of this Act as registrar, revising officer, deputy returning officer, poll clerk, messenger, interpreter or constable.

(c) Any person, except the election clerk necessarily, and properly employed by the returning officer for the conduct of the election.

(d) Any person employed as clerk to a revising officer.

(e) Any person necessarily and properly employed by a registrar or revising officer in preparing copies of lists of voters authorized by this Act to be prepared.

(f) Any person necessarily employed by any election officer for his conveyance while travelling on duties relating to the election."

**5.** Rule eleven of Schedule A to section thirty-two of the said Act is repealed and the following is substituted therefor:—

"Rule (11).—(a) Subject as hereinafter provided, lists of voters for any place shall be revised by the judge hereinafter described within whose territory, county or district such place lies, namely:—

In the judicial districts of Quebec and Montreal in the province of Quebec, by the judge from time to time performing the duties of the Chief Justice or Acting Chief Justice therein.

Elsewhere in the province of Quebec, by the judge exercising from time to time the jurisdiction of the Superior Court Judge of the district, and if there is more than one judge exercising such jurisdiction, by the senior of them.

In the Yukon Territory, by the judge from time to time performing the duties of judge of the Territorial Court of said Territory.

Elsewhere, by the judge exercising from time to time the jurisdiction of the Judge of the County or District Court, and, if there is more than one judge exercising such jurisdiction, by the senior of them.

(b) The judge hereinbefore described may appoint a person to act as his substitute for any place or places or any part of any place within his territory, district or county and such substitute shall, with respect to the lists of voters for such place or places or part of a place, exercise all the powers and perform all the duties of such judge.

Every

Revising  
officers.

Districts  
of Quebec  
and Montreal.

Province of  
Quebec.

Yukon.

Elsewhere.

Judge may  
appoint  
substitute  
in writing.



Every such appointment shall be made in writing and a duplicate thereof shall be sent by the judge to the Chief Electoral Officer forthwith after the making thereof.

Copy sent to Chief Electoral Officer.

(c) Any revising officer or substitute revising officer may appoint a clerk.

(d) The duties hereby imposed upon judges shall be deemed to have been imposed upon, and to have been performable by them since the thirtieth day of June, 1920, and any fees allowed to revising officers by any tariff of fees approved under section seventy-six of this Act shall be payable to judges who hereafter personally undertake the revision of lists of voters."

Provisions retroactive to 30th June, 1920.

Fees payable to judges.

6. Rule four of Schedule B to section thirty-two of the said Act is amended by striking out the words "below his signature" after the words "his possession" in the ninth line of the said Rule.

Name omitted added to list.

7. Rule five of Schedule B to section thirty-two of the said Act is amended by striking out the words "and the returning officer shall forthwith transmit the same to the Chief Electoral Officer" in the eighth and ninth lines of the said Rule.

Copy of certified list for returning officer.

8. Subsection one of section thirty-three of the said Act is amended by inserting after the word "except" in the first line of the said subsection the words "at a general election and".

When new lists unnecessary.

9. Paragraph (b) of subsection one of section thirty-six of the said Act is repealed and the following is substituted therefor:—

"(b) Such sufficiently indexed copies of or excerpts from this Act, and such instructions prepared by him, as are required for the proper conduct of the election and in order to supply to each election officer a copy of such portions of the Act and such instructions as such officer may have occasion to consult or observe in the performance of his duties."

Indexed copies of Act or excerpts therefrom for election officers.

10. Section forty-two of the said Act is repealed and the following is substituted therefor:—

"42. Whenever any candidate dies after being nominated and before the closing of the polls, the returning officer shall fix another day for the nomination of candidates. Notice of the day fixed, which shall not be more than one month from the death of such candidate or less than twenty days from the issue of the notice, shall be given by a further proclamation distributed and posted as specified in section thirty-seven and there shall also be named by such proclamation a new day for polling which shall be fourteen

Postponement of nomination day on death of candidate.

Notice and proclamation of new polling day.

Report.

days after the date fixed for the nomination. Full particulars of any action taken under this section shall be reported by the returning officer to the Chief Electoral Officer with the return."

Oath of secrecy.

**11.** Subsection two of section fifty-two of the said Act is repealed and the following is substituted therefor:—

"(2) Each of the agents of such candidate, and, in the absence of agents, each of the electors representing each candidate, on being admitted to the polling station, shall take an oath in Form 27 to keep secret the name of the candidate for whom any of the voters has marked his ballot paper in his presence."

When poll shall be held.

**12.** Subsection one of section fifty-five of the said Act is amended by striking out all the words after the word "holiday" in the sixth line of the said subsection.

Hours of polling.

**13.** Subsection six of section fifty-five of the said Act is repealed and the following is substituted therefor:—

"(6) The poll shall be opened at the hour of eight o'clock in the forenoon and kept open until six o'clock in the afternoon of the same day. Each deputy returning officer shall, during that time, in the polling station assigned to him, receive in the manner hereinafter prescribed the votes of the electors duly qualified to vote at such polling station."

"(6A) Upon application to the Chief Electoral Officer by any municipality situated upon or near the international boundary line the Chief Electoral Officer may in his discretion authorize a change in the hours of polling for all polls in such municipality in order to accommodate electors who are resident in Canada but whose occupation renders it necessary for them to be absent from Canada during the ordinary polling hours.

Such application for change of polling hours must be made to the Chief Electoral Officer at least ten days before the day appointed as nomination day and the Chief Electoral Officer shall notify the Returning Officer of any change in the hours of polling authorized by him and the same shall be duly announced by the Returning Officer at the time appointed for the nomination of candidates."

**14.** (1) The said Act is amended by inserting the following section immediately after section fifty-seven thereof:—

Name, address and occupation corresponding closely to another.

"**57A.** (1) Where there is contained in the list of voters a name, address and occupation which correspond so closely with the name, address and occupation of a person by whom a ballot is demanded as to suggest that the entry in the voters' list was intended to refer to him, such person shall, upon taking an oath in Form 32A in Schedule One to this Act and complying in all other respects with the provisions of the Act, be entitled to receive a ballot and to vote."

May vote on taking oath.



“(2) In any such case the name, address or occupation as stated in the list of voters shall be corrected therein according to the facts and correctly entered in the poll book, the fact that the oath has been taken shall be entered in the proper column of the poll book, and the words “Voters’ List Corrected” in the remarks column thereof.”

Entries in  
poll book.

(2) The first Schedule to the said Act is amended by inserting the following Form immediately after Form 32:—

Form of  
oath.

“FORM 32A (Sec. 57 A).

*Oath that voter is the person intended to be referred to in the list of voters.*

You swear that you are qualified to vote at this election of a member to serve in the House of Commons of Canada and are not disqualified from voting thereat, and that you verily believe that you are the person intended to be referred to by the entry in the list of voters for this polling division of the name of (*name as in list of voters*) whose occupation is given as (*occupation as in list of voters*) and whose address is given as (*address in list of voters*). (So help you God.)”

**15.** Subsection one of section seventy of the said Act is repealed and the following subsections are substituted therefor:—

“**70.** (1a) If within four days after the day on which the returning officer has declared a candidate elected it is made to appear, on the affidavit of a credible witness, to the judge hereafter described, that a deputy returning officer in counting the votes has improperly counted or improperly rejected any ballot papers or has made an incorrect statement of the number of ballots cast for any candidate, or that the returning officer has improperly added up the votes, and if the applicant deposits within the said period with the clerk or prothonotary of the court to which such judge belongs the sum of one hundred dollars in legal tender or in the bills of any chartered bank doing business in Canada as security for the costs of the candidate declared elected, the said judge shall appoint a time within four days after the receipt of the said affidavit to recount or make a re-addition of the said votes.

Application  
for recount  
or re-addition  
by judge.

“(1b) The judge to whom applications under this section may be made, shall be the judge hereinafter described, within whose territory, district or county is the place at which the declaration of the election was made, namely:—

Judges to  
whom appli-  
cation is to  
be made.

In the judicial districts of Quebec and Montreal in the Province of Quebec, by the judge from time to time performing the duties of the Chief Justice or Acting Chief Justice therein;

Districts of  
Quebec and  
Montreal.



Province of  
Quebec.

Elsewhere in the Province of Quebec, by the judge exercising from time to time the jurisdiction of the Superior Court judge of the district, and if there is more than one judge exercising such jurisdiction, by the senior of them;

Yukon.

In the Yukon Territory, by the judge at the time performing the duties of the judge of the Territorial Court of the said Territory; and

Elsewhere.

Elsewhere, by the judge exercising from time to time the jurisdiction of the Judge of the County or District Court, and, if there is more than one such judge, then by the senior of them.

Procedure  
when appli-  
cations for  
recount in  
two or more  
districts are  
made.

“(1c) If applications for a recount or re-addition of the votes in two or more electoral districts are made under this section to the same judge, such judge shall proceed with the recount or re-addition in the electoral district in respect of which the first application is made to him, and successively with the recounts or re-additions in the electoral district or districts in respect of which applications were later made, and all such recounts or re-additions shall proceed continuously from day to day until the last of them has been completed.”

**16.** Paragraph (b) of subsection one of section seventy-two of the said Act is repealed and the following is substituted therefor:—

Report by  
returning  
officer.

“(b) A report of his proceedings, which report shall contain such observations as he may think proper as to the state of the ballot boxes and the election papers as these were received by him from deputy returning officers.”

**17.** The said Act is amended by inserting the following section immediately after section eighty-three:—

Penalty for  
voting if  
disqualified,  
not qualified,  
or incompet-  
ent.

“**83A.** Every one is guilty of a corrupt practice and of an indictable offence against this Act punishable as in this Act provided who, at an election, votes or attempts to vote knowing that he is for any reason disqualified, non-qualified or incompetent to vote thereat.”

**18.** Paragraph (a) of subsection nine of section one hundred of the said Act is repealed and the following is substituted therefor:—

Voting at  
advance  
polls.

“(a) He shall produce and deposit with the deputy returning officer a certificate of his right to vote in Form 53 issued as hereinafter provided and countersigned by himself in the presence of the officer by whom the same is issued.”

Issue of  
certificate  
gratis to

**19.** Subsection ten of section one hundred of the said Act is amended by striking out the words “every registrar

or revising officer of a polling division" in the first line thereof and substituting therefor "the registrar for any rural or the revising officer for any urban polling division."

applicant for  
vote at  
advance poll.

**20.** Section one hundred of the said Act is amended by inserting the following subsection immediately after subsection (11) thereof:—

"(11A). Revising officers and registrars authorized to issue certificates to vote at advance polls shall attend for that purpose at such times and places as may be directed by the Chief Electoral Officer, who may specify what public notice, if any, is to be given by such registrar or revising officer that he will so attend."

Attendance  
of officers  
and notice  
of time and  
place.

**21.** The said Act is amended by adding thereto the following section as section one hundred and two:—

"**102.** No amendment to this Act shall apply in any election for which the writ is issued within three months from the passing thereof unless before the issue of such writ the Chief Electoral Officer has published in the *Canada Gazette* a notice that the necessary preparations for the bringing into operation of such amendment have been made and that such amendment may come into force accordingly, and it shall be the duty of the Chief Electoral Officer forthwith after the passing of any amendment to consolidate such amendment, so far as necessary, in the copies of the Act or parts thereof printed for distribution to election officers, to correct and reprint all forms and instructions affected thereby, and to publish a notice as aforesaid in the *Canada Gazette* as soon as copies of the Act and the forms and instructions have been so corrected and reprinted."

No amend-  
ment to  
apply to  
election for  
which writ  
is issued  
within three  
months,  
except after  
notice.

Consolida-  
tion of  
amendments.

**22.** The first Schedule to the said Act is amended by substituting the forms in the Schedule to this Act set out for the forms bearing the corresponding numbers contained in the said first Schedule to the said Act.

New forms  
substituted.

**23.** Forms 31 and 36 in the first Schedule to the said Act are repealed, and all references in the said Act to Form 31 shall be read as referring to Form 32, and all references to Form 36 shall be read as referring to Form 35; all references to Form 33 shall be read as referring to both Forms 32 and 33.

Repeals  
and correct-  
ed references.

## SCHEDULE

## SCHEDULE.

## FORM 7 (Sec. 25).

## APPOINTMENT OF A DEPUTY RETURNING OFFICER.

To (*Insert full name, occupation and residence.*)

Know you that I, in my capacity of Returning Officer for the Electoral District of \_\_\_\_\_, hereby appoint you to be Deputy Returning Officer for the Polling Division Number \_\_\_\_\_ of the said Electoral District, there to take the votes of the electors by ballot according to law, at the Polling Station to be by you opened and kept for that purpose; and you are hereby authorized and required to open and hold the poll of such election for the said Polling Division on the \_\_\_\_\_ day of \_\_\_\_\_, at the hour of 8 o'clock in the forenoon, at (*here describe particularly the place in which the poll is to be held*), and there to keep the said poll open until 6 o'clock in the afternoon, and to take at the said polling place, by ballot, in the manner by law provided, the votes of the electors voting at the said polling place, and after counting the votes given and performing the other duties required of you by law, to return to me forthwith the ballot box sealed with your seal, and inclosing the ballots, envelopes, list of voters, poll-book, and other documents required by law, together with this commission.

Given under my hand, at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, in the year 19\_\_\_\_.

*Returning Officer.*

## FORM 12 (Sec. 32).

## NOTICE OF REGISTRATION OF VOTERS.

Electoral district of \_\_\_\_\_  
Province of \_\_\_\_\_

Public notice is hereby given:

(1) That the undersigned has been appointed Registrar to prepare the List of Voters for polling division No. \_\_\_\_\_ in the above-mentioned electoral district wholly or partly contained within the (*insert city, town or village*) of \_\_\_\_\_

(2) That the registration sittings will be held from the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, until the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, both inclusive



inclusive, between the hours of nine o'clock in the forenoon and nine o'clock in the afternoon, with intermissions from one o'clock to two o'clock and from six o'clock to seven o'clock.

(3) That all persons who reside within the said polling division desiring and requiring to be registered as voters must apply personally at the place hereinafter stated, to wit:

(4) That on the (*insert the date of the third day after registration closes*) day of 192 , I shall certify and post up the list prepared by me as provided in Rule 6 of Schedule A to Section 32.

Address of Registrar.

Registrar.

### FORM 13 (Sec. 32, Sch. A, Rule 4).

#### INTERROGATORIES TO A PERSON APPLYING IN PERSON TO BE REGISTERED AS A VOTER.

You swear (*or affirm*) that you will make true and full answer to all such questions as I shall now address to you. So help you God.

1. Where is your ordinary residence? (*Give street and number.*)
2. Have you, on application made by you or on your behalf been registered as a voter in any other polling division at this election?
3. Are you a British subject in Canada by birth or naturalization.
4. Are you of the full age of twenty-one years?
5. Have you ordinarily resided in Canada for the twelve months immediately before the                      day of 19 ? (*naming the date of the issue of the writ of election*).
6. Have you ordinarily resided in this electoral district for the two months immediately before the said day of 19 ? (*naming the same date*).
7. Are you within any of the classes of persons who lack qualification or are disqualified by reason of appointment as a judge, employment for pay or reward in reference to the election, place of birth, race, crime, mental incapacity, the receipt of public charitable support, or disfranchisement for corrupt or illegal practices?

*If all questions are answered satisfactorily or a certificate of refusal to register is desired, obtain particulars, as follows:*

8. What is your surname?

9. What are your other names in full?
10. What is your occupation?
11. What is your post office address?

FORM 15, (Sec. 32, Sched. A, Rule 5).

INTERROGATORIES TO A RELATIVE OR EMPLOYER APPLYING  
FOR THE REGISTRATION OF A RELATIVE OR EMPLOYEE.

You swear (*or affirm*) that you will make true and full answer to all such questions as I shall now address to you. So help you God.

1. What is your name and address?
2. Are you a relative or the employer of the person whom you desire to register?
3. If a relative, what is the relationship, or if an employer, what is the business?
4. How long and how well have you known the person whom you desire to register?
5. What is the reason that the person whom you desire to have registered does not apply in person?
6. What is his (*or her*) ordinary residence? (*Give street and number.*)
7. Has he on application made by him or on his behalf, been registered as a voter in any other polling division at this election?
8. Is he a British subject in Canada by birth or naturalization?
9. Is he of the full age of twenty-one years?
10. Has he ordinarily resided in Canada for the twelve months immediately before the  
day of 19 ? (*naming the date of the issue of the writ of election.*)
11. Has he ordinarily resided in this electoral district for the two months immediately before the said  
day of 19 ?  
(*naming the same date.*)
12. Is he within any of the classes of persons who lack qualification or are disqualified by reason of appointment as a judge, employment for pay or reward in reference to the election, place of birth, race, crime, mental incapacity, the receipt of public charitable support, or disfranchisement for corrupt or illegal practices?

*If all questions are answered satisfactorily or a certificate of refusal to register is desired, obtain particulars as follows:*

13. What is his surname?

14. What are his other names in full?
15. What is his occupation?
16. What is his post office address?

FORM 18. (Sec. 32.)

NOTICE TO ELECTORS.

Notice is hereby given that I will attend and remain at

on the five (*or four*) following days, namely,  
*(name days of the week and state days of the month between the thirteenth and ninth days before polling day inclusive (except Sunday))* during the hours between two and six o'clock in the afternoon, at which time and place I may be found by the electors as provided by Rule 3 of Schedule B to Section 32 of the Dominion Elections Act.

.....  
 Registrar.

*Certificate of Registrar.*

I certify that the attached (*insert number of sheets*) sheets contain a true copy of the Voters' List for Polling Division No.                      of the Electoral District of                      as prepared by me for use in the election of a member of the House of Commons for the said Electoral District, now pending.

Dated at                      , this.....  
 day of.....19....

.....  
 Registrar.

FORM 19 (Sec. 36, 37).

PROCLAMATION.

Electoral district of                      to wit:  
 the province of

Public notice is hereby given to the electors of the electoral district aforesaid, that, in obedience to His Majesty's writ to me directed, and bearing date the                      day of                      , 19                      , I require the presence of the said electors at (*describe the place where the nomination is to take place*) in the county (*or township, or city, or town*



or village) of \_\_\_\_\_ on \_\_\_\_\_ the \_\_\_\_\_ day of the month of \_\_\_\_\_, in the year 19\_\_\_\_, from noon until two of the clock in the afternoon for the purpose of nominating a person to represent them in the House of Commons of Canada; and that, in case a poll is demanded and allowed in the manner by law prescribed, such poll will be opened on \_\_\_\_\_ the \_\_\_\_\_ day of the month of \_\_\_\_\_ in the year 19\_\_\_\_, at the hour of eight o'clock in the forenoon and kept open until the hour of six o'clock in the afternoon at places of which in that case I shall subsequently give notice.

And further that in that case I shall on the \_\_\_\_\_ day of \_\_\_\_\_, in the year 19\_\_\_\_, at (*describe the place at which the votes will be added up*) open the ballot boxes, add up the votes given for the several candidates and return as elected the candidate having the majority of votes.

And further that the territory comprised within the cities, towns and incorporated villages of \_\_\_\_\_

shall be, for the purposes of the Dominion Elections Act, known as urban polling divisions and the voters' list shall be prepared and completed therein under the rules set forth in Schedule A to section 32 of the said Act, and that the remainder of the territory comprised within the electoral district shall be for the purpose of the said Act, known as rural polling divisions and the voters' list shall be prepared and completed therein under the rules set forth in Schedule B to section 32 of the said Act.

Of which all persons are hereby required to take notice, and to govern themselves accordingly.

Given under my hand at  
this \_\_\_\_\_ day of \_\_\_\_\_ in the year 19\_\_\_\_.

(*Print name of returning officer*).  
Returning Officer.

FORM 20 (Sec. 40).

#### NOMINATION PAPER.

We, the undersigned electors of the electoral district of \_\_\_\_\_ hereby nominate (*here give name in full, residence and occupation, addition or description of person nominated*) as a candidate at the election, now about to be held, of a member to represent the said electoral district in the House of Commons of Canada.

Witness our hands at \_\_\_\_\_ in the said  
electoral district this \_\_\_\_\_ day of \_\_\_\_\_  
192 .

Signatures of Witnesses.	Residences of Witnesses.	Occupations or Additions of Witnesses.	Signatures of Electors.	Residences of Electors.	Occupations or Additions of Electors.
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....

*Several signatures of electors may be bracketed and a witness need only sign once opposite the bracket for the whole series of signatures which he witnessed.*

FORM 21 (Sec. 40 (6) ).

OATH OF ATTESTATION OF THE NOMINATION PAPER.

I, \_\_\_\_\_ of (*residence*) \_\_\_\_\_ (*occupation*)  
swear (*or solemnly affirm*) that I know the following persons  
who have signed the within nomination paper, namely:—

and that they are duly qualified as electors of the electoral  
district of \_\_\_\_\_ to vote at an  
election of a member to serve in the House of Commons of  
Canada, and that they respectively signed the within  
nomination paper in my presence.

This oath (*or affirmation*) was }  
sworn (*or affirmed*) before me at } (*Signature of person*  
this day of 19 .) (*attesting*).

*Returning Officer.*

FORM 23 (Sec. 44).

NOTICE OF GRANT OF A POLL.

Electoral District of \_\_\_\_\_ to wit:

Province of \_\_\_\_\_

Public notice is hereby given to the electors of the elec-  
toral district aforesaid, that a poll has been granted for the  
election now pending for the said district, and that such  
poll will be opened on \_\_\_\_\_, the  
day of \_\_\_\_\_, 19 \_\_\_\_\_, at the hour of eight  
o'clock in the forenoon and kept open until the hour of  
six o'clock in the afternoon as follows:—

For polling division: (*Here insert the numbers, the names, if any, and the descriptions of the polling divisions, and describe the polling stations.*)

Further, that the persons duly nominated, and for whom only votes will be received, are:

- 1.) (*Insert the names and additions of each candidate*
- 2.) *as given in the nomination paper, and follow the*
- 3.) *name of each with (in smaller type) the words*  
*"Official Agent" and the name and address of the*  
*official agent appointed by him.)*

Of which all persons are hereby required to take notice and govern themselves accordingly.

Given under my hand at                      this                      day of  
 19                      .

(*Name of returning officer to be printed.*)

*Returning Officer.*

#### FORM 24. (Sec. 45.)

##### DIRECTIONS TO VOTERS.

Each voter may vote only at one polling station and for only one candidate, unless two members are to be returned for the electoral district, in which case he may vote for one or for two candidates as he thinks fit.

The voter will go into one of the compartments, and, with a black lead pencil there provided, place a cross within the white space containing the name of the candidate for whom he votes, thus X.

The voter shall then fold the ballot paper so that the initials and stamp on the back and the number on the counterfoil can be seen and the counterfoil detached without opening the paper; he shall then return the ballot paper so folded to the deputy returning officer, who shall, in full view of those present, including the voter, remove the counterfoil, destroy the same, and place the ballot paper in the ballot box. The voter shall then forthwith quit the polling station.

If a voter inadvertently spoils a ballot paper, he may return it to the deputy returning officer, who, on being satisfied of the fact, will give him another.

If a voter votes for more candidates than he is entitled to vote for, or places any mark on the ballot paper by which he can afterwards be identified, his vote will be void and will not be counted.

If the voter fraudulently takes a ballot paper out of the polling station, or fraudulently delivers to the deputy returning officer to be put into the ballot box any other



paper than the ballot paper given him by the deputy returning officer, he will be disqualified from voting at any election for seven years thereafter and be liable, if he is a returning officer, election clerk, deputy returning officer, poll clerk or other officer engaged in the election, to imprisonment without the alternative of a fine for a term not exceeding five years and not less than one year, with or without hard labour, and if he is any other person, to imprisonment for a term not exceeding three years and not less than one year with or without hard labour.

In the following form of ballot paper, given for illustration, the candidates are Wm. R. Brown, Frank Hamon, Joseph O'Neil and John R. Smith, and the voter has marked his ballot paper in favour of John R. Smith.

**1** WM. R. BROWN  
of the City of Ottawa, Barrister

**2** FRANK HAMON  
of the City of Ottawa, Artist

**3** JOSEPH O'NEIL  
of the City of Ottawa, Gentleman

**4** JOHN R. SMITH  
of the City of Ottawa, Merchant

**X**

## FORM No. 29 (s. 53).

### OATH ON TRANSFER CERTIFICATE.

I, (name) of (address) (occupation) do swear (or affirm) that:

1. I am the person described in the transfer certificate which I produce authorizing me to vote in Polling Division No. \_\_\_\_\_ instead of in Polling Division No. \_\_\_\_\_ in the electoral district of \_\_\_\_\_.

2. I am a British subject of the full age of twenty-one years and have ordinarily resided in Canada for the year and in this electoral district for the two months immediately preceding the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, *(naming the date of the issue of the writ of elections)*.

3. I am not within any of the classes of persons who lack qualification or are disqualified by reason of appointment to judicial office, employment for pay or reward in reference to the election, place of birth, race, crime, mental incapacity, the receipt of public charitable support or disfranchisement for corrupt or illegal practises;

4. I have not already voted at this election and have not been guilty of any corrupt or illegal practice in relation thereto. So help me God.

Sworn (or affirmed) before me at the

polling division No.

this                      day of                      19   .

*Deputy Returning Officer.*

## FORM 30 (Sec. 56 (4) ).

## POLL BOOK

[illegible]

Record that oaths Sworn or Refused.  (If sworn, insert "Sworn," if refused, insert "Refused to be sworn.")	Particulars of Person vouching in a Rural Polling Division only (Under Sec. 63) for a Voter whose Name is not on the List.			Record that Voter has voted.  (When ballot put into ballot box, insert "Voted").	Remarks.
	Name.	No. on Voters' List.	Record that oath (Form 34) sworn (when sworn insert "Sworn")		

## FORM 32 (Secs. 58 and 63).

## OATH OF QUALIFICATION.

You swear that you are a British subject of the full age of 21 years and that you have ordinarily resided in Canada for the year and in this electoral district for the two months immediately preceding the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, (*naming the date of the issue of the writ of election*).

That you are not within any of the classes of persons who lack qualification or are disqualified by reason of appointment to judicial office, employment for pay or reward in reference to the election, place of birth, race, crime, mental incapacity, the receipt of public charitable support or disfranchisement for corrupt or illegal practices.

That you have not already voted at this election and have not been guilty of any corrupt or illegal practice in relation thereto. So help you God.

## FORM 33 (Sec. 63).

You swear that you now reside in this polling division. So help you God.

## FORM 34 (Sec. 63).

## OATH OF PERSON VOUCHING.

You swear that you are (*name as on list of voters*) whose occupation is (*occupation as on list of voters*) and whose address is (*address as on list of voters*) and that you now reside in this polling division;



That you know (*naming the applicant and stating his address and occupation*) who has applied to have his name added to the voters' list in the said polling division;

That the said applicant now resides in this polling division;

That you verily believe that the applicant is a British subject of the full age of twenty-one years and that he has resided in Canada for the year and in the electoral district for the two months immediately preceding the day of 19 , (*naming the date of the issue of the writ of election*);

That you verily believe that the applicant is qualified as a voter and is not disqualified from voting at this election. So help you God.

### FORM 37 (Sec. 62 (7) ).

#### OATH OF INCAPACITATED VOTER.

You swear that you are incapable of voting without assistance by reason of your being unable to write or of physical incapacity. So help you God.

### FORM 38 (Secs. 64 (2), 83).

#### INFORMATION FOR PERSONATION.

Canada. }  
Province of , }  
County of . }

The information of taken  
this day of in the year ,  
before the undersigned, a Deputy Returning Officer at a  
polling station in the of  
for an election being held for the electoral district of  
of a member of the House of Commons.

The said informant says that he believes that (*insert the name of the accused or, if it is not known, then "a person whose name is to the informant unknown but who is now detained in the polling station by the order of the undersigned"*) on this day at the said polling place did commit the offence of personation by (*describe the offence in words following those of Sec. 83 (a), (b) or (c).*)

Taken and sworn before me at the said polling station, the day and year above mentioned.

*Deputy Returning Officer.*



*magistrate or magistrates before whom the accused is to be brought*) to answer unto the said charge and to be further dealt with according to law.

Given under my hand and seal under the Dominion Elections Act, this                      day of                      , in the year 19                      .

*Deputy Returning Officer*

FORM 41 (Secs. 64 (2), 83a).

WARRANT FOR ARREST OF A PERSON CHARGED WITH VOTING  
WITH KNOWLEDGE OF DISQUALIFICATION OR INCOM-  
PETENCY.

Canada,                      }  
Province of                      ,  
County of                      .

To all or any of the constables and other peace officers in the county (*or province*) of

Whereas, before the undersigned, a Deputy Returning Officer at a polling station in the                      of                      for an election being held for the electoral district of                      of a member to serve in the House of Commons (*insert the name of the accused*) has this day been charged upon oath with having committed on this day and at the said polling place the offence of having then and there voted at such election knowing that he was ("*disqualified,*" "*non-qualified,*" or "*incompetent*") to so vote.

These are therefore to command you in His Majesty's name forthwith to apprehend the said                      and to bring him before (*insert the name or names of the magistrate or magistrates before whom the accused is to be brought*) to answer unto the said charge and to be further dealt with according to law.

Given under my hand and seal, under the Dominion Elections Act, this                      day of                      , in the year 19                      .

*Deputy Returning Officer.*

FORM 42. (Sec. 66 (5)).

OATH OF THE DEPUTY RETURNING OFFICER AFTER THE  
CLOSING OF THE POLL.

I, the undersigned, Deputy Returning Officer for the  
214                      Polling



Polling Division No. \_\_\_\_\_, of the Electoral District of \_\_\_\_\_, do swear (or solemnly affirm) that, to the best of my knowledge and belief, the poll-book kept for the said Polling Division, under my direction, has been so kept correctly; that the total number of votes polled in the said poll-book is \_\_\_\_\_, and that it contains a true and exact record of the votes given at the Polling Station in the said Polling Division, as the said votes were taken thereat; that I have faithfully counted the votes given for each candidate in the manner by law provided and performed all duties required of me by law, and that the statement of the poll, poll book, packets of ballot papers, and other documents required by law to be returned by me to the Returning Officer, will be faithfully and truly prepared and placed within the ballot box, as this oath (or affirmation) will be, to the end that the said ballot box, being first carefully sealed with my seal, may be transmitted to the Returning Officer according to law.

.....  
*Deputy Returning Officer.*

Sworn before me at \_\_\_\_\_, in the electoral district of \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

*(Signature of the Poll Clerk, the Returning Officer or any other of the persons mentioned in Section 7 of the Act.)*

FORM 43. (Sec. 66 (5) )

OATH OF THE POLL CLERK AFTER THE CLOSING OF THE POLL.

I, the undersigned, Poll Clerk for the Polling Division No. \_\_\_\_\_ of the Electoral District of \_\_\_\_\_, do swear (or do solemnly affirm) that the poll-book in and for the said Polling Division kept under the direction of \_\_\_\_\_ *(Insert name of D. R. O.)*, who has acted as Deputy Returning Officer therein, has been so kept by me, under his direction as aforesaid, correctly and to the best of my skill and judgment; that the total number of votes polled in the said poll-book, is \_\_\_\_\_ and that to the best of my knowledge and belief, it contains a true and exact record of the votes given at the Polling Station in the said Polling Division as the said votes were taken



do hereby certify that, at the election held this day, for a Member to serve in the House of Commons, the hereinafter mentioned Candidates received the number of Votes set opposite their respective names, viz. —

Names of Candidates.	Number of Votes
.....	.....
.....	.....
.....	.....
.....	.....
.....	.....
.....	.....

and also that ballot papers were rejected.

Dated at  
this day of 19 } Deputy Returning Officer.

FORM 46 (Sec. 66 (7) ).

OATH OF MESSENGER SENT TO COLLECT, OR OF ANY CUSTODIAN OF BALLOT BOXES.

I, (insert name, address and occupation of messenger or custodian ) of

messenger or custodian appointed by (insert name of Returning Officer)  
Returning Officer for the Electoral District of

swear (or solemnly affirm) that the several boxes to the number of now delivered by me to were handed to me by (insert names of D.R.O's or authorized custodian from whom ballot boxes have been received), that they have not been opened by me or any other person; and that they are in the same state as they were in when they came into my possession.

(Signature of Messenger or Custodian )

Sworn (or affirmed) and subscribed before me, at  
this day of  
in the year 19 .

(Signature of the Returning Officer or any other of the persons mentioned in section 7 of the Act).



FORM 48 (Sec. 79 (1) ).

Electoral District of.....

RETURN OF ELECTION EXPENSES.

On behalf of \_\_\_\_\_ a Candidate.

CERTIFICATE OF PERSON BEFORE WHOM STATUTORY  
DECLARATION IS MADE.

This is the return of election expenses referred to in the  
statutory declaration of \_\_\_\_\_  
which said statutory declaration (in Form 49, 50 or 51 in  
Schedule 1 to the Dominion Elections Act) was declared  
before me at \_\_\_\_\_  
this \_\_\_\_\_ day of \_\_\_\_\_

*Signature.*

RETURN.

I, \_\_\_\_\_ of \_\_\_\_\_ in the province of \_\_\_\_\_  
being official agent for  
a candidate at the election of a member to serve in the  
House of Commons of Canada, held on the (*insert date of*  
*poll*) day of \_\_\_\_\_ 19\_\_\_\_, in the above mentioned  
electoral district, make the following return respecting the  
election expenses of the said candidate at the said election.

1—RECEIPTS.

(a) Money or its Value Received.

There are accurately set out hereunder the name and occupation of every person  
(including the candidate) and of every club, society, company or association, from  
whom any money, securities or the equivalent of money was received in respect  
of expenses incurred on account of or in connection with or incidental to the above  
election, showing in the case of each person the amount or value received and whether  
the same was received as a contribution (including subscription or gift), loan, advance,  
deposit or otherwise:—

Name	Address	Occupation	State whether Contribution, Loan, Advance or Deposit	Amount or Value
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
TOTAL				.....

(b) Money or its Value Promised but not Received.

In addition to the foregoing items, the persons (including the candidate), clubs, societies, companies or associations hereunder mentioned are all who have promised to pay but have not yet paid money or its equivalent for the purpose of the expenses incurred, or to be incurred, on account of or in respect of the conduct or management of the said election, and the amount or value promised by them respectively, with its character, is set out after their names:—

Name	Address	Occupation	State whether Contribution, Loan, Advance, Deposit, etc.	Amount or Value
<b>TOTAL</b>				

## 2—PAYMENTS MADE NOT REQUIRING A JUDGE'S ORDER.

(a) Candidates Personal Expenses, Postage, Telegrams and Petty Claims.

Personal Expenditure of candidate paid by him personally and notified to me under Sec. 78 (4)..			Petty Expenses paid under written authority under (Sec. 78 (15, 16), the statements of particulars being attached and numbered consecutively.		
			Consec. No.	Name	Amount
Paid by me as his official agent.....					
Total.....					
Postage paid by me.....					
Telegrams paid by me...					
				Total.....	

(b) Hire of Premises.

There are set out below the name and address of every person, club, society, company and association from whom premises were hired for the purpose of the election, with a description of the premises so hired, the purpose for which and the length of time during which the same were used, and the amount paid therefor, vouchers for all of the said payments for which vouchers have been received being attached hereto and numbered consecutively as indicated in the proper column below:—

[illegible]

(c) Services.

The following statement contains the name and address of every person, club, society, company or association to whom any payment was made for work done, with a description of the nature of the work done and the amount paid to each, vouchers for such payments being attached hereto, so far as the same have been received, and numbered consecutively as indicated in the proper column below:—

Consec. No. of Voucher	Name	Address	Nature of Work Done	Amount Paid
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
TOTAL				.....

(d) Travelling Expenses and Hire of Vehicles.

The following statement contains the name and address of every person, club, society, company or association to whom any payment was made for travelling expenses or the hire of vehicles with the amounts paid by each, vouchers for such payments being attached hereto, so far as the same have been received, and numbered consecutively as indicated in the proper column below.

Consec. No. of Voucher	Name	Address	Nature of Claim	Amount
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
TOTAL				.....

(e) Goods Supplied.

The following statement contains the name and address of every person, club, society, company or association to whom any payment (not already set out) was made for goods supplied, with a description of the goods supplied and the amounts paid to each, vouchers for such payments being attached hereto so far as the same have been received and numbered consecutively as indicated in the proper column below:—

Consec. No. of Voucher	Name	Address	Description of Goods Supplied (If only hired, so state and give duration)	Amount Paid
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
TOTAL				.....



(f) Advertising.

The following statement contains the name and address of every person, club, society, company and association to whom any payment (not already set out) was made for advertising, with a description of such advertising and the amount paid to each, vouchers for such payments being attached hereto so far as the same have been received, and numbered consecutively as indicated in the proper column below.

Consec. No. of Voucher	Name	Address	Name of Publication	Dates of Issues	Amount	
.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	.....
TOTAL						

3—UNDISPUTED CLAIMS STILL UNPAID OR UNDER A JUDGE’S ORDER

The following statement contains the names and addresses of all persons whose undisputed claims were received too late, or remained unpaid too long, to be payable without a judge’s order and in respect of which such an order has been or is about to be applied for, together with particulars of the nature of the claim, its amount, etc., as below set out.

Name	Address	Nature of Claim	Paid or Unpaid	If Paid, Date of Order or Judgment	Amount	
.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	.....
TOTAL						

4—DISPUTED CLAIMS.

In addition to the above, I am aware as official agent for the said candidate of the following (and only of the following) disputed and unpaid claims, the names and addresses of the claimants, the character of the claims respectively and the amounts thereof being as set out below:—

Name	Address	Character of Disputed Account	Amount	
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
TOTAL				

.....  
Signature of Official Agent.

## FORM 49. (Sec. 79 (2) ).

## OFFICIAL AGENT'S DECLARATION AS TO EXPENSES.

I, \_\_\_\_\_, being official agent of \_\_\_\_\_, a candidate at the election held on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, for the election of a member to serve in the House of Commons of Canada, do hereby solemnly declare that I have examined the return of election expenses about to be transmitted by me to the returning officer at the said election and now shewn to me and marked by the officer before whom this declaration is made and to the best of my knowledge and belief that return is correct.

And I hereby further solemnly declare that except as appears from that return, I have not and to the best of my knowledge and belief no other person, nor any club, society, company or association has on behalf of the said candidate made any payment, or given, promised, or offered any reward, office, employment, or valuable consideration, or incurred any liability on account of or in respect of the conduct or management of the said election;

And I further solemnly declare that I have received from the said candidate the sum of (*insert "No" if the fact is so*) \_\_\_\_\_ dollars and no more for the purposes of said election, and that, except as specified in the said return sent by me, no money, security, or equivalent for money has been paid, advanced, given or deposited by any one to me or in my hands, or to the best of my knowledge and belief, to or in the hands of any other person for the purpose of defraying any expenses incurred on behalf of the said candidate on account of, or in respect of, the conduct or management of the said election.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath, by virtue of the Canada Evidence Act.

Signed and declared by	}	(Signature of Declarant).
the above named declar-		
ant at		
on the _____ day		
of _____ 19____, before me.		

(Signature of any of the persons mentioned in Sec. 7 of the Act.)

## FORM 50 (Sec. 79 (3)).

## CANDIDATE'S DECLARATION AS TO EXPENSES.

*(Ordinary Form).*

I, \_\_\_\_\_, whose address is \_\_\_\_\_ and whose occupation is \_\_\_\_\_, having been a candidate at the election of a member to serve in the House of Commons of Canada, for the electoral district of \_\_\_\_\_ held on the \_\_\_\_\_ (*insert date of poll*) day of \_\_\_\_\_, 19\_\_\_\_, do hereby solemnly declare that I have examined the return of election expenses transmitted or about to be transmitted by my official agent to the returning officer at the said election, a copy of which return is now shown by me and signed by the officer before whom this declaration is made, and to the best of my knowledge and belief that return is correct;

2. And I further solemnly declare that, except as appears from that return, I have not, and to the best of my knowledge and belief no person, nor any club, society, company or association, has, on my behalf, made any payment, or given, promised, or offered any reward, office, employment, or valuable consideration, or incurred any liability on account of or in respect of the conduct or management of the said election;

3. And I further solemnly declare that I have paid to my said official agent the sum of \_\_\_\_\_ and no more for the purpose of the said election, and that, except as specified in the said return, no money, security, or equivalent for money has to my knowledge or belief been paid, advanced, given or deposited by any one to or in the hands of my official agent or any other person for the purpose of defraying any expenses incurred on my behalf on account of or in respect of the conduct or management of the said election;

4. And I further solemnly declare that I will not, except so far as I may be permitted by law, at any future time make or be party to the making or giving of any payment, reward, office, employment, or valuable consideration for the purpose of defraying any such expenses as last mentioned, or provide or be party to the providing of any money, security, or equivalent for money for the purpose of defraying any such expenses.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath, by virtue of the Canada Evidence Act.

*(Signature of Declarant.)*



Signed and declared before me by the above named declarant  
at \_\_\_\_\_, in the Province of \_\_\_\_\_,  
on the \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_,

(Signature)

*To be declared before any of the persons mentioned in Sec. 7  
of this Act.*

### FORM 51 (Sec. 79 (3) ).

#### CANDIDATE'S DECLARATION AS TO EXPENSES.

(Alternative Form.)

I, \_\_\_\_\_ whose address  
is \_\_\_\_\_ and whose occupation is \_\_\_\_\_  
having been (*insert "in my  
absence nominated as" or "declared by others to be."*) a  
candidate at the election of a member to serve in the  
House of Commons of Canada for the electoral district of \_\_\_\_\_  
, held on the (*insert the date of poll*)  
day of \_\_\_\_\_ 19 \_\_\_\_\_, do hereby solemnly  
declare that I have taken no part whatever in the said  
election.

2. And I further solemnly declare that, with the exceptions  
undernoted, I have not, and no person, club, society, com-  
pany or association on my behalf, has made any payment,  
or given, promised, or offered, any reward, office, employ-  
ment, or valuable consideration or incurred any liability  
on account of or in respect of the conduct or management  
of the said election.

Exceptions:

3. And I further solemnly declare that, with the exceptions  
undernoted, I have not paid any money or given any  
security or equivalent for money to the person acting as  
my official agent at the said election, or to any other person,  
club, society, company or association on account of or in  
respect of the conduct or management of the said election.

Exceptions:

4. And I further solemnly declare that, with the excep-  
tions undernoted, I am entirely ignorant of any money,  
security, or equivalent for money having been paid, ad-  
vanced, given, or deposited by any one for the purpose of  
defraying any expenses incurred on account of or in respect  
of the conduct or management of the said election.

Exceptions:

5. And I further solemnly declare that I will not, except  
so far as I may be permitted by law, at any future time,

make or be party to the making or giving of any payment, reward, office, employment, or valuable consideration for the purpose of defraying any such expenses as last mentioned, or provide or be party to the providing of any money, security, or equivalent of money for the purpose of defraying any such expenses.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath, by virtue of the Canada Evidence Act.

*Signature of Declarant.*

Signed and declared\* before me by the above named  
 declarant at \_\_\_\_\_ in the province of \_\_\_\_\_  
 on the \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_.

*(Signature.)*

*\*To be declared before any of the persons mentioned in Sec. 7 of the Act.*

## FORM 52 (Sec. 100 (8) ).

### NOTICE OF HOLDING OF ADVANCE POLL.

#### FOR RAILWAY EMPLOYEES, SAILORS AND COMMERCIAL TRAVELLERS.

Take notice that pursuant to the provisions of Section 100 of the *Dominion Elections Act*, an advance poll will be opened between the hours of seven and ten o'clock in the evening of the following three days, namely the

\_\_\_\_\_ and \_\_\_\_\_ of  
 the month of \_\_\_\_\_ 19 \_\_\_\_,

being the three days, exclusive of Sunday, immediately preceding the day fixed for polling at the pending Dominion election, in the (*city, town, village*) of \_\_\_\_\_

at (*here particularly specify the place where the polling station will be located for each city, town or village or other place in the electoral district in which an advance poll is authorized to be opened; one polling station will be sufficient for each place*).

whereat electors of this electoral district, being railway employees, sailors or commercial travellers whose employment or calling will necessarily cause their absence from their ordinary places of residence on polling day and who

comply with the provisions of said section of the said Act,  
may vote in advance of polling day.

Published this                      day of                      19                      .

*(Name of returning officer to be printed )*  
*Returning Officer for said Electoral District.*

FORM 53 (Sec. 100 (9) ).

CERTIFICATE TO A RAILWAY EMPLOYEE, SAILOR OR COMMERCIAL TRAVELLER ENTITLED TO VOTE AT AN ADVANCE POLL.

I, the undersigned revising officer or registrar for Polling Division No.                      of the electoral district of

                    , hereby certify to all deputy returning officers of advance polls held pursuant to section 100 of the *Dominion Elections Act*, as follows:—

1. That *(insert full name, occupation and full address)*, whose ordinary residence is at                      is an elector whose name appears on the official List of Voters of the said polling division compiled or revised by me for the purposes of the pending Dominion election.

2. That, said elector on this                      day of 19                      , having personally attended before me and requested of me a certificate enabling him to vote at such election in advance of polling day, I, being satisfied that he is a person who is, pursuant to said section 100 of the *Dominion Elections Act* thereto entitled, required him to sign his name hereunder, which, being by him first done, I have signed and issued this certificate.

.....  
*Elector will sign his name above this line before the Registrar or Revising Officer.*

*Signature of Revising Officer or Registrar for said polling division.*

FORM 54 (Sec. 100 (9) ):

STATEMENT OF IDENTIFICATION AND DECLARATION

The undersigned is the elector mentioned in the preceding certificate.

I declare that my employment or calling is that of a railway employee, sailor or commercial traveller and neces-



sitates from time to time my absence from my ordinary place of residence and that I have reason to believe that because of necessary absence from my ordinary place of residence in the pursuit of my employment or calling I will be unable to vote at the pending Dominion Election on polling day. I am aware that after voting or attempting to vote at an advance poll I have no right to vote or to attempt to vote at any other polling station at the pending Dominion election.

.....  
*Elector will sign his name above this line before  
the Deputy Returning Officer.*

---

OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.



## 11-12 GEORGE V.

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### CHAP. 30.

#### An Act to amend The Dominion Lands Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Section seventy-nine of *The Dominion Lands Act*, chapter twenty of the statutes of 1908, is repealed, and the following is substituted therefor:—

“79. The Minister shall have the administration and management of all lands of the Dominion to which this Act applies, including school lands; and the appointments of officers made by the Minister before the twenty-fourth day of May, one thousand nine hundred and eighteen, for the purposes of such administration and management, are hereby confirmed, whether the duties of such officers were or were not to be performed wholly or in part at Ottawa.”

Confirmation of appointments before 24th May, 1918, by the Minister of certain officers to administer the Dominion Lands Act

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OTTAWA: Printed by THOMAS MULVEY, Law Printer to the King's most Excellent Majesty.





# 11-12 GEORGE V.

## CHAP. 31.

An Act to amend and consolidate the Acts respecting the Inspection of Gas and Gas Meters.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S. c. 87;  
1910, c. 23.

### SHORT TITLE.

**1.** This Act may be cited as *The Gas Inspection Act*. Short title.

### INTERPRETATION.

**2.** In this Act and in any regulation made thereunder, unless the context otherwise requires,—

Definitions.

- (a) "contractor" means any company or person agreeing to furnish gas to any purchaser;
- (b) "Department" means the Department of Trade and Commerce;
- (c) "gas" includes natural as well as manufactured gas;
- (d) "inspector" means any officer appointed under the authority of this Act;
- (e) "meter" means gas meter, and includes every kind of machine, apparatus or instrument used for measuring the quantity of gas or the calorific power of gas supplied to a purchaser;
- (f) "Minister" means the Minister of Trade and Commerce;
- (g) "purchaser" means any person to whom gas is sold;
- (h) "regulation" means any regulation made under the provisions of this Act;
- (i) "verified meter" means a meter that has been verified and sealed in accordance with the provisions of this Act and of the regulations. s. 2. Am.

REGULATIONS.

## REGULATIONS.

Regulations.

**3.** The Governor in Council may from time to time make such regulations, not inconsistent with this Act, as are necessary for giving effect to its provisions; and,

- (a) for determining the calorific power of gas and establishing standards therefor;
  - (b) for defining the methods of making the tests prescribed by this Act and the places where such tests shall be made, and for defining territorial districts;
  - (c) for declaring the true intent and meaning of this Act in all cases of doubt;
  - (d) for prescribing how the units of measure mentioned in this Act shall be determined;
  - (e) to provide for the custody of any apparatus, stamps or supplies used or required for the purpose of this Act or of the regulations;
  - (f) to prescribe the duties of officers appointed for the purposes of this Act;
  - (g) as to pressure under which gas is to be supplied. s.
3. Am.

## UNITS AND STANDARDS.

Units of measure.

**4.** (1) The unit of measure for the sale of gas by quantity shall be the cubic foot.

(2) The unit of measure for the sale of gas by heat units shall be the British Thermal Unit.

Custody of standard apparatus for determining units.

(3) The standard apparatus necessary to establish the said units shall be deposited and maintained in the Standards Laboratory of the Department of Trade and Commerce, and shall form part of the system of standards of measure and weight established by the *Weights and Measures Act*. ss. 4, 5, 6. Am.

## REGISTRATION.

Certificate of registration.

**5.** Every contractor supplying gas to any purchaser shall obtain from the Minister a certificate of registration for his system. Such certificates shall expire on the thirty-first day of March in each year. New.

## CONTRACTORS' RIGHTS.

Right of access by contractor to premises where gas is used.

**6.** (1) The contractor may at all reasonable hours enter the premises of any purchaser to whom he may be or has been supplying gas, for the purpose of

- (a) inspecting and testing all piping, fittings or apparatus for the conveyance, measurement or consumption of gas;
- (b) ascertaining the quantity of gas consumed or supplied;



(c) changing or removing when lawfully entitled so to do, any piping, fittings, meters or other apparatus belonging to the contractor.

(2) The contractor shall be responsible for, and shall immediately repair and make good all damage caused by such entry, inspection, testing or removal. New.

Liability of contractor for damage.

#### PRESSURE.

7. The contractor shall from time to time report to the Minister what the minimum service pressure is, and shall provide, free of charge, gas and piping and all other reasonable facilities at such place or places as the Minister may designate, for making such tests of gas and meters and other apparatus as the Minister may deem necessary for the purposes of this Act. New.

Pressure.

Supply of facilities for testing.

#### DIRECTOR AND OFFICERS.

8. (1) There may be appointed for the purpose of this Act a Director, together with such assistants as may be deemed necessary. Such director shall have the direction and general supervision of the work of gas and gas meter inspection throughout Canada, and shall have the custody of all the standards for gas measurements and of all laboratory equipment. New.

Director.

(2) In each gas inspection district in Canada a district inspector with such assistants as may from time to time be found necessary may be appointed, and his duties shall be:—

(a) to have the custody of all measuring, testing and sealing apparatus, all stamps and supplies furnished for use in his district;

(b) to be responsible for the general inspection work of his district and perform such other related duties as may from time to time be assigned to him by the Minister.

(3) Any officer appointed under the provisions of this Act may at all reasonable times enter any premises where gas is being manufactured, distributed from or used, for the purpose of performing any duty imposed upon him by this Act. s. 7. Am.

Right of access to premises where gas made or used.

(4) No person shall be employed or appointed under this section either temporarily or permanently until he has passed a qualifying technical examination, such examination to be held under the direction of the Civil Service Commission. New.

Qualification of officers.

(5) No person shall be appointed under this section, or shall act as an officer under the provisions of this Act or of a regulation who is a seller of gas or gas meters, or who is employed by a seller of gas or gas meters. s. 9. Am.

Officer not to be seller of gas or meters.

METERS.

Meters.	9. (1) The quantity of gas supplied by any contractor to any purchaser shall, if either party so desires, be ascertained by means of a meter.
Calorimeter.	(2) When gas is sold by heat units the quantity of such units per cubic foot of gas supplied shall be ascertained by means of an approved calorimeter, to be used under such conditions and in such locations as may be determined by regulation. New.
Verification.	(3) No meter shall be installed for use until it has been duly verified and sealed in accordance with regulations established under the authority of this Act. s. 14. Am.
Type of meter to be approved.	(4) No meter shall be admitted to verification in Canada until the type of meter to which it belongs has received the approval of the Minister. New.
Re-verification of meters.	(5) Within six years from each verification and sealing every meter shall be presented by the owner for re-verification and re-sealing, or for the cancellation of the seal by the inspector. s. 18. Am.
Meters to be verified.	(6) No meter shall be verified or sealed by any person who is not an inspector, and no person other than an inspector shall break the seal of any verified meter the correctness of which is in dispute, or, not being an inspector or the owner, shall break the seal of any verified meter. No meter on which the seal has been broken shall be continued in use until it has been re-verified and re-sealed. s. 55. Am.
Liability for repair and verification of meters.	(7) In every case the owner shall keep every verified meter that is in use in good repair and shall be responsible for the due inspection and testing thereof, and except as herein otherwise provided, shall pay the fee lawfully chargeable for such inspection, and shall be liable for all penalties incurred with respect to such meter. He shall keep a record of all meters in his possession, giving their location and all tests made thereon, which record shall be open to the inspector during business hours and from which the inspector may make such extract copies as he may require. s. 24. Am.
Location of meters to be reported.	(8) The contractor shall notify the District Inspector without delay of any change of location of any verified meter from one inspection district to another. and also of the number, mark or other description of any verified meter that may be sold, scrapped, destroyed, burnt or lost. New.

DISPUTED TESTS.

Tests in the case of disputed accuracy of meter.	10. (1) If at any time the contractor or purchaser is dissatisfied with the condition or registration of any meter, the inspector shall, at his request and upon his depositing with such inspector the prescribed fee, make such tests as
--	--



are necessary to show the condition of the meter. Tests made under such circumstances shall be designated disputed tests. Disputed meters found to be correct shall not be re-stamped, but may be continued in service for the unexpired period indicated by the date on the seal that was on the meter immediately before the disputed test. s. 28. Am.

(2) The inspector shall issue to the requesting party a disputed test certificate showing the result of the disputed test, and shall give a duplicate thereof to the opposite party. The cost of such certificate shall be borne by the party against whom the decision is given. If either the contractor or the purchaser is dissatisfied with the finding of any inspector, the inspector shall, if so requested in writing by such dissatisfied party, refer the matter to the Director, and the decision of the Director thereon shall be final and conclusive. s. 29. Am. Certificate.

(3) If on a disputed test the meter is found to register with an error greater than that permitted by regulation, such error shall be held to have existed for a period of three months, or from the date on which the meter was last sealed if the said sealing took place within three calendar months previous to the disputed test, or, in the event of the meter being more than three months past due for re-verification, then from the date on which it should have been re-verified, and the contractor or the purchaser, as the case may be, shall be entitled to the amount represented by the full error of the meter. s. 22. Am. Loss by error,  
payments for.

(4) The owner of any verified meter may have it re-tested upon paying the prescribed fee, and shall have the same right to appeal to the Director. s. 29. Am. Test for  
owner.

#### FEES.

**11.** (1) All fees connected with the testing of gas and gas meters shall be determined from time to time by the Governor in Council and published in the *Canada Gazette*. Such fees shall be regulated so that they will, as nearly as may be, meet the cost of carrying this Act into effect, and all fees received under this Act shall be accounted for and paid to the Minister of Finance at such times and in such manner as the Minister of Finance directs. s. 48. Am. Fees, how  
fixed.

(2) All fees shall be due and payable at the time the verifications are made, and shall be paid before the certificate is issued. The Inspector shall affix to the certificate an adhesive stamp or stamps equal in value to the amount of such fees, and shall cancel such stamps at the time of affixing the same, and no certificate shall be valid or avail for any purpose whatsoever, unless the requisite stamps have been duly affixed thereto and cancelled. s. 49. Am. How payable.

(3) The Governor in Council may from time to time direct stamps to be prepared for the purposes of this Act bearing Stamps,  
preparation  
of.



bearing such device as he thinks proper, and may defray the cost thereof out of any unappropriated moneys forming part of the Consolidated Revenue Fund. Each stamp shall have expressed thereon the value at which it shall be reckoned in payment of the prescribed fees. s. 50. Am.

#### ACCOUNTS.

Accounts of revenue and expenditure to be kept.

**12.** Separate accounts shall be kept of all expenditure incurred and of all fees and penalties collected and received under the authority of this Act. s. 51. Am.

#### PENALTIES.

For failing to obtain certificate of registration.

**13.** Every contractor who refuses or neglects to obtain, within thirty days after the first day of April in each year, the certificate of registration required by this Act, shall be liable to a penalty of ten dollars for each day during which such refusal or neglect continues. New.

For forging and counterfeiting stamps and seals.

**14.** Every person who, except under the authority of this Act, makes, causes or procures to be made, or assists in making, or who forges or counterfeits, or causes or procures to be forged or counterfeited, or assists in the forging or counterfeiting of any stamp or mark or seal issued for the stamping, marking or sealing of any meter under this Act, or any certificate required by this Act, is guilty of forgery, and shall be punished accordingly, and every one who steals any such stamp or seal is guilty of theft; and every person who knowingly sells, utters or disposes of, lets, uses, lends or exposes for sale, any meter with such forged stamp or mark thereon shall for every such offence be liable to a penalty not exceeding two hundred dollars and not less than twenty dollars; and all meters having on them such forged or counterfeited stamps or marks shall be forfeited to His Majesty, and shall be destroyed or otherwise disposed of as the Minister may direct. ss. 52, 56. Am.

For altering or tampering with verified meter.

**15.** Every person who repairs or alters, or causes to be repaired or altered, or tampers with or does any other act in relation to any verified meter so as to cause such meter to register unjustly, or who prevents or refuses lawful access to any meter in his possession or control, or obstructs or hinders any examination or testing authorized by this Act, shall be liable to a penalty not exceeding one hundred dollars and not less than fifty dollars, and shall also be liable to pay the expense of and fees for removing and testing the meter and the expense of purchasing and installing a new meter: Provided that the payment of any such penalty as aforesaid shall not exempt the person paying it from liability for any punishment to which he may otherwise be liable

upon indictment or other proceeding, or deprive any person of the right to recover damages against such person for any loss or injury sustained in consequence of such act or default. s. 53. Am.

**16.** Every contractor who fails to keep the records required by this Act, or who refuses to allow an inspector to examine such records and to take such extracts therefrom as he may deem necessary, shall be liable to a penalty of not less than five dollars and not more than fifty dollars. s. 58. Am.

For not keeping records or permitting inspection of them.

**17.** Every person who,—

(a) installs or causes to be installed in any purchaser's service any meter that has not been verified and sealed as herein required; s. 54. Am.

For installing unverified meter.

(b) refuses or neglects to present any meter installed in any purchaser's service for re-verification or re-sealing within six years after the preceding verification and sealing, or, being a contractor, permits any such meter to continue in service beyond the said six years, or refuses or neglects to present any meter which has been verified and sealed for the cancellation of such seal immediately after the expiry of six years after it has been so verified and sealed; New.

For failing to have meter reverified.

(c) not being an inspector, verifies or seals or issues a certificate as to the accuracy or condition of any meter after it has been fixed for use; or s. 55. Am.

For verifying, etc., without authority.

(d) not being an inspector, breaks or causes to be broken the seal of any verified meter the accuracy of which is in dispute, or, not being an owner or inspector, breaks or causes to be broken the seal of any other verified meter; New.

For breaking seal without authority.

shall be liable to a penalty of twenty-five dollars for each meter with respect to which any of the provisions of this section have been violated.

**18.** Any contractor selling gas by heat units who supplies gas below the standard calorific power prescribed by regulation shall be liable:—

Where heat units are used as measure for sale.

(a) if the contractor has more than ten thousand verified meters, to a penalty not exceeding eighty dollars for the first offence and double this penalty for each subsequent offence;

(b) if the contractor has more than five thousand and not more than ten thousand verified meters, to a penalty not exceeding sixty dollars for the first offence and double this penalty for every subsequent offence;

(c) if the contractor has more than two thousand and not more than five thousand verified meters, to a penalty of forty dollars for the first offence, and double this penalty for every subsequent offence;



- (d) if the contractor has more than one thousand and not more than two thousand verified meters, to a penalty of twenty dollars for the first offence and double this penalty for every subsequent offence;
  - (e) if the contractor has one thousand verified meters, or less to a penalty of ten dollars for the first offence and double this penalty for every subsequent offence.
- New.

For supplying  
injurious gas.

**19.** Any contractor who supplies any purchaser with manufactured gas containing any trace of sulphuretted hydrogen ( $H_2S$ ) shall be liable to a penalty not exceeding one hundred dollars and not less than twenty-five dollars. s. 57 (1). Am.

For offense  
specific  
penalty for  
which is not  
provided.

**20.** Every person who violates any of the provisions of this Act, or of any regulation established under this Act, or refuses or neglects to perform any duty imposed by this Act or a regulation, for which violation no penalty is specifically herein provided, shall be liable to a penalty of not less than twenty-five dollars and not more than one hundred dollars. s. 7 (3). Am.

Procedure.

**21.** All penalties imposed under the authority of this Act or of any regulation shall be recoverable on summary conviction, with costs,—

- (a) before any justice of the peace for the district, county or place in which the offence was committed if the penalty does not exceed twenty-five dollars; or
- (b) before any two justices of the peace, if the penalty exceeds twenty-five dollars. s. 62. Am.

#### REPEAL.

R.S., c. 87,  
1910, c. 23  
repealed.

**22.** The *Gas Inspection Act*, chapter eighty-seven of the Revised Statutes of Canada, 1906, and *An Act to amend the Gas Inspection Act*, chapter twenty-three of the statutes of 1910, are hereby repealed.

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# 11-12 GEORGE V.

## CHAP. 32.

### An Act to amend The Immigration Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1910, c. 27;  
1911, c. 12;  
1914, (2 sess.)  
c. 2;  
1918, c. 3;  
1919, cc. 25, 26;  
1919 (2 sess.)  
c. 19.

**1.** (1) Subparagraph (vi) of paragraph (g) of section two of *The Immigration Act*, chapter twenty-seven of the statutes of 1910, as amended by chapter twenty-five of the statutes of 1919, is amended by inserting the words "accredited representatives of international trade unions" between the word "colleges" and the word "and" in the seventh line thereof.

(2) Paragraph (o) of section two of the said Act is amended by striking out the words, "at which there is an officer and where inspection of immigrants may be carried on" and substituting therefor the words "designated by the Minister for the inspection of immigrants, passengers or other persons".

Port of  
entry.

(3) Paragraph (q) of section two of the said Act is amended by the insertion of the words "or land in" between the words "enter" and "Canada" in the second line thereof.

"Rejected"  
defined.

(4) Paragraph (s) of section two of the said Act is hereby repealed and the following is substituted therefor:—

"immigrant station" means any place designated by the Minister for the examination, inspection, treatment or detention of immigrants, passengers, or other persons for any purpose under this Act."

"Immigrant  
station".

**2.** Section thirteen of the said Act, as amended by chapter twenty-five of the statutes of 1919, is repealed and the following is substituted therefor:—

**"13.** The Minister may nominate at any port of entry any number of officers to act as Boards of Inquiry and any three officers so nominated shall constitute a Board of Inquiry."

Board of  
Inquiry.

**3.** Section fourteen of the said Act is repealed and the following is substituted therefor:—

Authority  
of Boards.

"**14.** A Board of Inquiry shall have authority to determine whether an immigrant, passenger or other person seeking to enter or land in Canada or detained for any cause under this Act, shall be allowed to enter, land, or remain in Canada or shall be rejected and deported."

Hearing of  
cases.

**4.** Section fifteen of the said Act is amended by striking out the word "such" in the first line thereof and substituting therefor the word "a".

Evidence.

**5.** Section sixteen of the said Act is amended by striking out the word "such" before the word "Board" in the first line thereof and substituting therefor the word "a", and also by the addition of the words "or land in" between the words "enter" and "Canada" in the fifth line thereof.

Costs of  
appeal to be  
paid by  
unsuccessful  
appellant.

**6.** Section nineteen of the said Act is amended by inserting after the words "such appeal" in the fourteenth line thereof the words "and the cost of such appeal"; by inserting after the word "board" in the nineteenth line thereof the words "and the cost of such appeal"; and by adding the following words at the end thereof: "The cost of appeal means the cost of such appeal to His Majesty and in case of dispute the decision of the Minister fixing the amount thereof shall be final and conclusive. Such cost shall not include legal fees."

Powers of  
Board  
exercised by  
officer in  
charge.

**7.** Subsection one of section twenty-two of the said Act is amended by striking out the words "or at a neighbouring port to which a person detained under this Act could conveniently be conveyed, or to which a case for decision could conveniently be referred" in the second, third and fourth lines thereof.

Bill of  
health.

**8.** Section twenty-six of the said Act is amended by inserting the words "approved by the Minister" between the words "form" and "and" in the fourth line thereof.

Medical  
examination.

**9.** Section twenty-eight of the said Act, as amended by chapter twenty-five of the statutes of 1919, is amended by striking out the words "appointed under this Act" in the first line thereof.

**10.** (1) Subsection one of section thirty-three of the said Act, as amended by said chapter twenty-five, is repealed and the following is substituted therefor:—

Landing of  
passengers.

"(1) Every passenger or other person seeking to enter or land in Canada shall first appear before and make application to an immigration officer at a port of entry for permis-



sion to enter or land in Canada and shall be detained for examination, which shall be conducted forthwith on ship board, or on train, or at some other place designated for that purpose."

(2) Subsection two of section thirty-three of the said Act, as amended by said chapter twenty-five is further amended by adding thereto the words "and any person not truly answering such questions shall be guilty of an offence and liable on conviction to a fine of not more than one hundred dollars or to a term of imprisonment not exceeding two months or to both fine and imprisonment, and if found not to be a Canadian citizen or not to have Canadian domicile, such offence shall in itself be sufficient cause for deportation whenever so ordered by a Board of Inquiry or officer in charge, subject however to such right of appeal as he may have to the Minister."

Penalty for not truly answering questions.

(3) Subsection four of the said section thirty-three is repealed and the following is substituted therefor:—

"(4) Every passenger or other person as to whose right to enter or land the examining officer has any doubt shall be detained for further examination by an officer in charge, or by a Board of Inquiry and such examination shall forthwith be conducted separate and apart from the public, and upon the conclusion thereof such passenger or other person shall be immediately allowed to enter, landed, or shall be rejected and kept in custody pending his deportation."

Examination in doubtful cases.

(4) Subsection six of the said section thirty-three is repealed and the following is substituted therefor:—

"(6) It shall be a violation of this Act for any person to enter Canada except at a port of entry."

Entry at port of entry only.

(5) Subsection nine of the said section thirty-three as amended by chapter twenty-five of the statutes of 1919, is repealed and the following is substituted therefor:—

"(9) Any transportation company, director, official or employee thereof, or any person interfering with or resisting an immigration officer in the performance of his duty under this Act, or knowingly and wilfully assisting in the escape of any person detained in the custody of an officer or at an immigrant station for any purpose under this Act or giving false information to an officer for the purpose of inducing such officer to permit the entry or landing in Canada of any person who otherwise would be refused entry or landing for any cause under this Act or would be detained for examination, shall be guilty of an offence, and shall be liable to a fine of not more than five hundred dollars and not less than twenty dollars for each such offence, or to a term of imprisonment not exceeding six months or to both fine and imprisonment."

Interference with officer in performance of duty.

**11.** Section thirty-seven of the said Act is repealed and the following is substituted therefor:—



Immigrants may be required to possess prescribed amount of money.

**“37.** Regulations made by the Governor in Council under this Act may provide as a condition to permission to enter or land in Canada, that immigrants and any of the non-immigrant classes, except classes (i) to (iii) inclusive, of paragraph (g) of section two of this Act, shall possess in their own right, money to a prescribed minimum amount which amount may vary according to the nationality, race, occupation or destination of such persons and otherwise according to the circumstances; and may also provide that all persons coming to Canada directly or indirectly from countries which issue passports shall produce such passports on demand of the immigration officer in charge before being allowed to enter or land in Canada, and may provide also that passports shall not be recognized unless issued within a time limited by regulations or unless vised in the manner required.”

Investigation of complaints.

**12.** (1) Subsection one of section forty-two of the said Act is amended by striking out all the words after the word “examined” in the eleventh and twelfth lines thereof and substituting therefor the following:

“upon application to enter or land in Canada and such person shall have the same rights and privileges as he would have if seeking to enter or land in Canada.”

Deportation.

(2) Subsection two of the said section forty-two is amended by striking out the words “as provided for in Section 33 of this Act” in the fifth line thereof.

Cost of deportation.

(3) Subsection five of section forty-two is amended by striking out all the words after the word “time” in the ninth line thereof.

Return of rejected immigrants.

**13.** Subsection one of section forty-four of the said Act is amended by striking out the words “after having been rejected” in the seventh line thereof, and by adding at the end of said section the words “except as provided in section nineteen of this Act.”

Cost of deportation after five years.

**14.** Subsection two of section forty-five of the said Act, as enacted by chapter twenty-five of the statutes of 1919, is amended by striking out the words, “the immigrant and” between the word “of” in the second line and the word “if” in the third line thereof and substituting therefor the words, “any person or”.

Form E amended.

**15.** Form E as provided for in section forty-three of the said Act is hereby amended by striking out the words “within three years of landing in Canada” in the eighth line thereof.

Form EE amended.

**16.** Form EE as provided for in section forty-three of the said Act is amended by striking out the words “within

three years of his landing in Canada" in the seventh line thereof, and by striking out the words "the Minister of Immigration and Colonization has ordered the deportation of the said.....and has applied" in the eleventh and twelfth lines thereof and substituting therefor the words, "an order has been issued for the deportation of the said.....and application has been made".

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# 11-12 GEORGE V.

## CHAP. 33.

An Act to amend The Income War Tax Act, 1917.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1917, c. 28;  
1918, c. 25;  
1919, c. 55;  
1920, c. 49.

**1.** Subsection six of section seven of *The Income War Tax Act, 1917*, as enacted by subsection four of section five of chapter fifty-five of the statutes of 1919, is hereby repealed and the following is substituted therefor:—

“(6). Every person failing to deliver a return pursuant to the provisions of subsection one hereof within the time limited therefor shall be liable to a penalty of five per centum of the tax payable by such person; provided, however, that such penalty shall not in any case exceed five hundred dollars: and every person failing to deliver a return pursuant to any other provision of this section within the time limited therefor, shall be liable to a penalty of ten dollars for each day of default; provided, however, that such penalty shall not in any case exceed fifty dollars.”

Penalty for  
failure to  
file returns.

**2.** Subsection seven of section seven of the said Act, as enacted by section ten of chapter forty-nine of the statutes of 1920, is hereby amended by adding thereto the following paragraph:—

“If any person liable to pay any tax under this Act pays as any instalment less than one-quarter of the tax as estimated by him, or should he fail to make any payment at the time of filing his return or at the time when any instalment should be paid, he shall pay, in addition to the interest at the rate of six per centum per annum provided for by this subsection, additional interest at the rate of four per centum per annum upon the deficiency from the date of default to the date of payment.”

Penalty for  
short pay-  
ment.

**3.**

Under-  
stating true  
amount of  
income.

3. Subsection eight of section seven of the said Act, as enacted by section ten of chapter forty-nine of the statutes of 1920, is hereby repealed.

Failure to  
comply with  
demands.

4. Subsection one of section nine of the said Act, as amended by section seven of chapter fifty-five of the statutes of 1919 and section thirteen of chapter forty-nine of the statutes of 1920, is amended by striking out the words "one hundred" and substituting therefor the words "twenty-five".

5. Subsection one of section ten of the said Act, as enacted by section fourteen of chapter forty-nine of the statutes of 1920, is hereby repealed and the following is substituted therefor:—

Notice of  
Assessment.

"(1) After examination of the taxpayer's return the Minister shall send a notice of assessment to the taxpayer verifying or altering the amount of the tax as estimated by him in his return. Any additional tax found due over the estimated amount shall be paid within one month from the date of the mailing of the notice of assessment. If the taxpayer fails to pay such additional tax within one month from the date of the mailing of the notice of assessment aforesaid, he shall pay, in addition to the interest provided for by subsection seven of section seven of this Act, as enacted by section ten of chapter forty-nine of the statutes of 1920, interest at the rate of four per centum per annum, upon the said additional tax, from the expiry of the period of one month from the date of the mailing of the said notice to the date of payment."

Date of  
coming into  
force.

6. The provisions of this Act shall be deemed to have come into effect on the first day of July, 1920.

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# 11-12 GEORGE V.

## CHAP. 34.

### An Act to amend the Inland Revenue Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S., c. 51;  
1908, c. 34;  
1910, c. 30;  
1911, c. 13;  
1914, (2 Sess)  
c. 6;  
1915, c. 17;  
1918, c. 28;  
1920, c. 52.

1. Section one hundred and fifty-four of the *Inland Revenue Act*, chapter fifty-one of the Revised Statutes, 1906, as enacted by chapter six of the statutes of 1914, second session, is repealed and the following section is substituted therefor:—

“154. There shall be imposed, levied and collected on all spirits distilled, the following duties of excise, which shall be paid to the collector, as herein provided, that is to say:—

Excise duties  
on spirits  
increased.

(a) when the material used in the manufacture thereof consists of not less than ninety per centum, by weight, of raw or unmalted grain, or when manufactured from sugar, syrup, molasses or other saccharine matter not otherwise provided for, on every gallon of the strength of proof by Sykes' hydrometer, nine dollars, and so in proportion for any greater or less strength than the strength of proof, and for any less quantity than a gallon;

Made from  
90 per cent  
of unmalted  
grain or  
sugar.

(b) when manufactured exclusively from malted barley, taken to the distillery in bond and on which no duty of customs or excise has been paid, or when manufactured from raw or unmalted grain, used in combination, in such proportions as the department prescribes, with malted barley taken to the distillery in bond and on which no duty of customs or of excise has been paid, on every gallon of the strength of proof by Sykes' hydrometer, nine dollars and two cents, and so in proportion for any greater or less strength, and for any less quantity than a gallon;

Made from  
malted  
barley.

(c) when manufactured exclusively from molasses, syrup, sugar or other saccharine matter, taken to the distillery

Made from  
molasses,  
syrup,  
sugar, etc.  
in



in bond and on which no duty of customs has been paid, on every gallon of the strength of proof by Sykes' hydrometer, nine dollars and three cents, and so in proportion for any greater or less strength, and for any less quantity than a gallon.

Excise duties  
on spirits  
in bond, used  
for patent  
or proprietary  
medicines  
and pharma-  
ceutical  
preparations.

Provided, however, that when any person is licensed by the Minister of Customs and Inland Revenue to manufacture patent and proprietary medicines, extracts, essences, and pharmaceutical preparations by the use of spirits in bond subject to the *Inland Revenue Act* and regulations thereunder, the following duties of excise shall be imposed, levied and collected, that is to say:—

- (a) when the material used in the manufacture thereof consists of not less than ninety per centum, by weight, of raw or unmalted grain, or when manufactured from sugar, syrup, molasses or other saccharine matter not otherwise provided for, on every gallon of the strength of proof by Sykes' hydrometer, two dollars and forty cents, and so in proportion for any greater or less strength than the strength of proof, and for any less quantity than a gallon;
- (b) when manufactured exclusively from malted barley, taken to the distillery in bond and on which no duty of customs or excise has been paid, or when manufactured from raw or unmalted grain, used in combination, in such proportions as the department prescribes, with malted barley taken to the distillery in bond and on which no duty of customs or of excise has been paid, on every gallon of the strength of proof by Sykes' hydrometer, two dollars and forty-two cents, and so in proportion for any greater or less strength, and for any less quantity than a gallon;
- (c) when manufactured exclusively from molasses, syrup, sugar or other saccharine matter, taken to the distillery in bond and on which no duty of customs has been paid, on every gallon of the strength of proof by Sykes' hydrometer, two dollars and forty-three cents, and so in proportion for any greater or less strength, and for any less quantity than a gallon.

Excise duties  
on spirits  
for univer-  
sity, scienti-  
fic or research  
purposes.

Provided further that when such spirits testing not less than fifty per centum over proof are sold and delivered in such limited quantities as may be prescribed by the Minister of Customs and Inland Revenue to any university or scientific and research laboratory for scientific purposes only, or to any bona fide hospital, certified to be such by the Department of Public Health, for medicinal purposes only, a drawback of ninety-nine per centum of the duty paid may be granted, under regulations to be made by the Minister of Customs and Inland Revenue."

**2.** This Act shall be deemed to have come into force on the tenth day of May, nineteen hundred and twenty-one. Commence-  
ment of  
Act.

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## 11-12 GEORGE V.

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### CHAP. 35.

An Act to amend the Inspection and Sale Act (Hay and Straw Inspection).

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R. S. c. 85;  
1907, c. 21;  
1908, c. 35;  
1913, c. 25;  
1918, c. 29;  
1920, c. 53.

1. Sections three hundred and forty F and three hundred and forty G of the *Inspection and Sale Act*, Revised Statutes of Canada, 1906, chapter eighty-five, as enacted by chapter thirty of the statutes of 1918, are amended by substituting the word "presser" for the word "seller" in the first line of each of the said sections.

Presser of  
baled hay or  
straw instead  
of seller to tag  
same with his  
name and  
address and  
weight of  
bale.

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# 11-12 GEORGE V.

## CHAP. 36.

### An Act to amend the Judges Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

**1.** Section eleven of chapter fifty-six of the statutes of 1920, entitled *An Act to amend the Judges Act*, shall not apply nor be deemed to have applied to so much of the annual salary of the Right Honourable Sir Louis H. Davies, K.C.M.G., the present Chief Justice of Canada, as amounts to ten thousand dollars.

**2.** Paragraph (d) of subsection one of section fourteen of the *Judges Act*, chapter one hundred and thirty-eight of the Revised Statutes of Canada, 1906, as enacted by chapter fifty-six of the statutes of 1920, is repealed, and the following is substituted therefor:—

“(d) Six puisne judges of the Court of King’s Bench, each.....\$9,000.00.”

**3.** Paragraph (b) of section eighteen of the said last mentioned Act is repealed, and the following is substituted therefor:—

“(b) in the Province of Nova Scotia no judge of the Supreme Court shall receive any travelling allowance for courts or chambers held at the city of Halifax; in the Province of New Brunswick no judge of the Supreme Court shall receive any travelling allowance for courts or chambers held at either one of the cities of Fredericton or St. John unless he resides at the other of the said cities or in the immediate vicinity thereof, or unless he be the judge who under the authority of the laws of the province resides at Moncton; in the Province of Manitoba no judge of the Court of Appeal or of the Court of King’s Bench shall receive any travelling allowance for courts or chambers

R.S., c. 138;  
1907, cc. 25,  
45;  
1908, cc. 10,  
39;  
1909, c. 21;  
1910, c. 35;  
1912, c. 29;  
1913, c. 28;  
1914, c. 38;  
1915, c. 6;  
1916, c. 25;  
1917, c. 31;  
1919, cc. 58;  
59;  
1920, c. 56.

S. 11 of c. 56  
of statutes of  
1920 not to  
apply to  
present Chief  
Justice, as the  
emoluments  
of his office  
were not  
increased by  
that Act.

Providing for  
an additional  
judge of Court  
of K.B. for  
Saskatche-  
wan.

When judges  
not to be  
paid  
travelling  
expenses.



held at the city of Winnipeg; in the Province of British Columbia no judge of the Supreme Court shall receive any travelling allowance for courts or chambers held at either one of the cities of Victoria or Vancouver unless he resides at the other of the said cities or in the immediate vicinity thereof; in the Province of Prince Edward Island no judge of the Supreme Court shall receive any travelling allowance for courts or chambers held at the city of Charlottetown; in the Province of Saskatchewan no judge of the Court of Appeal or of the Court of King's Bench shall receive any travelling allowance for courts or chambers held at the city of Regina; in the Province of Alberta no judge of the Supreme Court shall receive any travelling allowance for courts or chambers held at either one of the cities of Edmonton or Calgary, unless he resides at the other of the said cities or in the immediate vicinity thereof: Provided that nothing in this paragraph shall affect a judge's right to receive travelling allowances if he reside at a place at which he is by order of the Governor in Council required to reside."

**4.** *The Judges Act*, chapter one hundred and thirty-eight of the Revised Statutes, 1906, is hereby amended by adding thereto the following section:—

Judges not to act as Commissioners or Arbitrators except by Order in Council.

"**35.** Unless nominated by the Governor in Council no Judge mentioned in this Act shall act as Commissioner or Arbitrator on any Commission or inquiry: Provided that this enactment shall not interfere with Judges who are at present acting as Commissioners or Arbitrators completing the work on which they are engaged."

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# 11-12 GEORGE V.

## CHAP. 37.

### An Act to amend The Juvenile Delinquents Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1908, c. 40;  
1912, c. 30;  
1914, c. 39.

**1.** (1) Paragraph (a) of section two of *The Juvenile Delinquents Act, 1908*, chapter forty of the statutes of 1908, is repealed, and the following is substituted therefor:—

“(a) “child” means a boy or girl apparently or actually under the age of eighteen years;”

Age of child increased from 16 to 18 years.  
Section only in operation where proclaimed.

(2) This section shall only come into operation in such province or provinces as the Governor in Council may from time to time by proclamation prescribe.

**2.** The following section is inserted immediately after section thirteen of *The Juvenile Delinquents Act, 1908*, chapter forty of the statutes of 1908:—

“**13A.** The court may postpone or adjourn the hearing of a charge of delinquency for such period or periods as the court may deem advisable, or may postpone or adjourn the hearing *sine die*.”

Court may adjourn or postpone hearing.

**3.** Subsection one of section twenty-nine of the said Act is amended by substituting the word “two” for the word “one” in the last line thereof and by inserting the words “or likely to make any child a juvenile delinquent” after the words “juvenile delinquent” in the fifth line thereof.

Imprisonment for adults who contribute to delinquency of child increased from one year to two years and making conduct likely to make a child a delinquent an offence.

**4.** The said Act is amended by inserting the following section immediately after section twenty-nine thereof:—

“**29A.** Any person who induces or attempts to induce any child to leave any detention home, industrial school, foster home or any other institution or place where such child has been placed under the provisions of this Act or who removes or attempts to remove such child therefrom, without the authority of the Court, shall be guilty

Penalty for inducing, etc., child to leave home etc., where he was placed under provisions of this Act.

of an offence and shall be liable upon summary conviction before a Juvenile Court or before two justices of the peace to a penalty not exceeding one hundred dollars or to imprisonment for a period not exceeding one year, or to both fine and imprisonment."

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King's most Excellent Majesty.



# 11-12 GEORGE V.

## CHAP. 38.

An Act respecting the Lake of the Woods and other Waters.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. This Act may be cited as *The Lake of the Woods Regulation Act, 1921.* Short Title.

2. All dams, structures and other works of whatsoever description which have heretofore been or may hereafter be constructed in, upon, over, about or across,—

Declaration that certain works are for the general advantage of Canada.

(a) any outlet of the Lake of the Woods,

(b) the Winnipeg River at or above its junction with English River, or

(c) English River at the outlet of and below Lac Seul, which do or may or can in anywise control, regulate or affect the outflow of water from the said lakes, or either of them, or the natural levels of the water in the said lakes, or either of them, at any time, or the natural flow of the water in the Winnipeg River or in English River, at any time, are and each of them is declared to be for the general advantage of Canada.

3. (1) The Governor in Council shall have power to make and enforce such regulations as he may from time to time consider necessary, advisable or expedient to require, prescribe and ensure that the aforesaid works and each of them shall at all times be constructed, maintained, improved, repaired and operated in such manner as,— Regulations.

(a) to secure at all times the most dependable flow and the most advantageous and beneficial use of the waters of the Winnipeg River and of the English River severally; Winnipeg River and English River, flow and use.

(b) to regulate and control the outflow of the waters of the Lake of the Woods so as to maintain the level of the said lake between the elevations recommended by the report of the International Joint Commission of 12th June, 1917, or Lake of the Woods, outflow and level.

Elevations.

Treaty  
obligations.

between such elevations as may be agreed upon by the United States and Canada, and so that the obligations, relating to the level of the Lake of the Woods, of Canada, or of any of the Provinces of Canada, as part of the British Dominions beyond the seas, towards the United States, arising out of treaty made or to be made between His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the seas, Emperor of India, and the United States, may be duly performed;

Lac Seul,  
outflow and  
level.

(c) to regulate and control the outflow of the waters of Lac Seul so as to maintain the level of the lake between such elevations as the Governor in Council may from time to time by regulation require;

Penalties,  
by regula-  
tions.

(2) The Governor in Council may by the aforesaid regulations prescribe penalties of fine or imprisonment, or both, for any contravention thereof or for any failure, neglect or refusal to obey or comply with any of the requirements thereof, for which penalties are not provided by either of the two next following sections: Provided that any penalties to be so prescribed shall not exceed five hundred dollars and two months' imprisonment for any one offence.

Limitation.

Publication.

(3) Any regulations made by the Governor in Council under authority of this Act shall be published in the *Canada Gazette*, and shall from the date of such publication have the force and effect of law as if herein enacted.

Penalties for  
contraven-  
tion of  
regulations  
or disobedi-  
ence of orders.

4. Any person who owns, controls, or has in possession any of the dams, structures or works aforesaid, or who directs the construction, operation, repair, alteration or management thereof, shall if he contravene or fail, neglect or refuse to obey or comply with any of the regulations aforesaid, or any order, direction or requirement competently made or issued and communicated to him thereunder, be guilty of an offence and liable therefor, upon summary conviction, to a fine not exceeding one thousand dollars or to imprisonment for a term not exceeding three months, or to both such fine and imprisonment: Provided that if the offender be a body corporate the fine may be for a sum not exceeding five thousand dollars; and moreover, in either case, the offender shall be liable to a further penalty, not exceeding in the case of an individual five hundred dollars, and in the case of a body corporate two thousand dollars, for each day upon or during which any such offence shall continue or be repeated.

For  
individual.

For  
corporation.

Continuing  
offence.

Penalties  
for wilful  
resistance,  
etc., of  
regulations.

5. Any person who wilfully resists, obstructs, hinders, or prevents, or attempts wilfully to resist, obstruct, hinder or prevent the carrying out or enforcement of any such regulation, shall be liable, upon summary conviction, to a fine not exceeding one thousand dollars, and to imprison-



ment for a term not exceeding three months, or to both such fine and imprisonment, and shall also be liable to a further penalty not exceeding five hundred dollars for each day upon or during which any such offence shall continue or be repeated.

Continuing  
offence.

6. Moreover the Exchequer Court of Canada shall have jurisdiction to enforce compliance with this Act, or with any regulation made thereunder, by appropriate judgment or order in any action brought upon information of the Attorney General of Canada against any person or body corporate from whom compliance is due, or who is charged with the obligation to comply, or who is by this Act or any such regulation made subject to a penalty for non-compliance.

Enforcement  
by  
Exchequer  
Court of  
Canada.

7. (1) The Governor in Council shall have power to appoint a Board consisting of four members, of whom three shall form a quorum, and such inspectors and other officers and employees as he may deem necessary or advisable to aid in the administration and for the purpose of enforcing the provisions of this Act and any regulations made thereunder.

Appointment  
of officers,  
etc.

(2) Any such inspector or other officer when thereunto authorized by the regulations aforesaid, or by order of the Governor in Council, may enter upon any of the dams, structures or other works aforesaid, or upon any land, works or plant used, constructed, installed or operated in connection therewith, and make such observations and measurements, and do all such acts and things as may be necessary or advisable for the purpose of ascertaining whether the requirements of the aforesaid regulations have been or are being duly complied with and observed.

Right of  
entry for  
inspection  
of works.

(3) Every person who resists, obstructs, hinders or prevents any such Board or any member thereof or inspector or officer in the execution of his powers or in the performance of his duties, whether under the last preceding subsection or otherwise, shall incur the penalties prescribed in section five of this Act, recoverable in the like manner.

Penalties  
for  
resistance.

8. The expense of administering this Act and the regulations made thereunder may be paid out of any unappropriated moneys of Canada.

Expense of  
administration.

9. Nothing in this Act shall be deemed to legalize or to recognize any right to maintain or the legality of any dam, structure or other work heretofore constructed, or within the description of the works to which the regulating power of the Governor in Council by this Act extends; and, notwithstanding this Act or anything herein or in any regulation hereunder contained, any dam, work or other structure to which this Act applies and for which approval

Operation of  
this Act as  
respects  
existing  
works.



R.S., 1906,  
c. 115.

Abatement,  
etc.

Proviso.

Approval of  
works on  
outlets of  
Lake of the  
Woods.

of the Governor in Council was requisite under the *Navigable Waters Protection Act*, and which has not been so approved, may under the authority of the latter Act, or otherwise as by law provided, be abated, removed or destroyed as if this Act had not been passed: Provided that notwithstanding anything contained in the *Navigable Waters Protection Act* any dam, work or other structure heretofore constructed in, upon, over, about or across any outlet of the Lake of the Woods and which has not been approved by the Governor in Council under the latter Act may be so approved within three years after the coming into force of this Act, if upon compliance with the conditions for approval prescribed by the *Navigable Waters Protection Act* the Governor in Council sees fit to approve the same; but no application for approval shall be entertained unless submitted by the proprietors in the manner provided by the last mentioned Act within twelve months after the coming into force of this Act.

Provision for  
repeal by  
Governor in  
Council if  
Ontario  
passes  
legislation  
referred to  
in the pre-  
vious Act of  
this Session.

**10.** If the necessary legislation of Ontario referred to in the preamble of *The Lake of the Woods Control Board Act, 1921*, be enacted by the legislature, the Governor in Council may, by proclamation published in the *Canada Gazette*, repeal or suspend this Act and the regulations made thereunder at any time when or after *The Lake of the Woods Control Board Act, 1921*, shall come into force: Provided that notwithstanding any repeal or suspension of this Act in the manner provided by this section the works and each of them hereby declared to be for the general advantage of Canada shall remain and continue to be works for the general advantage of Canada.

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## 11-12 GEORGE V.

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### CHAP. 39.

An Act to amend The Migratory Birds Convention Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

**1.** Subsection one of section twelve of *The Migratory Birds Convention Act*, chapter eighteen of the statutes of 1917, is hereby amended by substituting for the word "one" in the third line thereof the word "three".

Penalty for violation of Act increased from \$100 to \$300.

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# 11-12 GEORGE V.

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## CHAP. 40.

### An Act to amend the Northwest Territories Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S. c. 62;  
1907, c. 32;  
1908, c. 49;  
1913, c. 13.

1. Section six of the *Northwest Territories Act*, Revised Statutes of Canada, 1906, chapter sixty-two, is amended by substituting the word "six" for the word "four" in the second line thereof, and by adding thereto the following subsection:—

Council  
increased to  
six members.

"(2) One of the members of the Council may be appointed Deputy Commissioner, and the Deputy Commissioner in the absence of the Commissioner, shall have, and may perform and exercise all the functions and powers conferred upon the Commissioner by this Act."

Deputy  
Commis-  
sioner may  
be appointed.

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## 11-12 GEORGE V.

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### CHAP. 41.

An Act to amend The Oleomargarine Act, 1919.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1919 (2) c. 24;  
1920, c. 30.

1. Section three of *The Oleomargarine Act, 1919*, chapter twenty-four of the statutes of 1919 (second session), as amended by section one of chapter thirty of the statutes of 1920, is repealed, and the following is substituted therefor:—

“3. Notwithstanding anything contained in *The Dairy Industry Act, 1914*, chapter seven of the statutes of 1914, or in any other statute or law, the manufacture in and importation of oleomargarine into Canada shall be permitted until the thirty-first day of August, one thousand nine hundred and twenty-two, and the offering for sale, the sale, and the having in possession for sale of oleomargarine shall be permitted until the first day of March, one thousand nine hundred and twenty-three.”

Manufacture,  
importation  
and sale  
permitted.

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11-12 GEORGE V.

CHAP. 42.

An Act to amend The Opium and Narcotic Drug Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1911, c. 17;  
1919 (2 Sess.)  
c. 25;  
1920, c. 31.

1. *The Opium and Narcotic Drug Act*, chapter seventeen of the statutes of 1911, as amended by chapter thirty-one of the statutes of 1920, is amended as follows:—

- (a) Subsection one of section five is amended by striking out the words "without the authority of the prescribing physician, veterinary surgeon or dentist" in the ninth and tenth lines thereof, and by inserting after the word "occasion" in the eleventh line thereof the following words: "except where the preparation covered by the prescription might have lawfully been sold in the first instance without a written order or prescription."
- (b) Subsection two of section five is amended by adding immediately after the words "any physician" in the first line thereof, the following words: "who prescribes, administers or gives to any person any drug, or"
- (c) Subsection one of section five A is amended by substituting the word "person" for the word "licensee" in the ninth line, and the words "the schedule to this Act" for the words "such licensee" in the eleventh line thereof.
- (d) Paragraph (e) of subsection two of section five A is amended by adding after the word "Minister" in the third line thereof the following:—"and without limiting the generality of this clause, any person who occupies, controls or is in possession of any building, room, vessel, vehicle, enclosure or place in or upon which any drug is found shall, if charged with having such drug in possession without lawful authority, be deemed to have been so in possession
- Prescriptions not to be filled more than once.
- Physician not to prescribe drug, etc., except for medicinal purposes.
- Any person may be required to keep record of any drug mentioned in the schedule of Act.
- Person occupying premises where drug is found and charged with unlawful possession deemed to be in possession of drug unless he proves drug there without his knowledge, etc.
- unless

unless he prove that the drug was there without his authority, knowledge or consent, or that he was lawfully entitled to the possession thereof."

(e) Subsection two of section five A is amended by striking out the last five lines thereof and substituting therefor the following:—

Imprisonment  
added to  
penalty of  
fine.

"shall be guilty of a criminal offence, and shall be liable upon indictment to imprisonment for any term not exceeding seven years, or upon summary conviction to a fine not exceeding one thousand dollars and costs and not less than two hundred dollars and costs, or to imprisonment for any term not exceeding eighteen months, or to both fine and imprisonment; provided that any person who unlawfully sells, gives away or distributes any drug to any minor shall be proceeded against by indictment and not summarily. In any case where a fine is imposed the sentence may adjudge a term of imprisonment, or a further term of imprisonment not exceeding in any case twelve months to be served by the offender if such fine is not paid."

Supplying  
drug to minor  
made indict-  
able offence.

Imprisonment  
if fine not  
paid.

Onus of proof  
on charge of  
manufactur-  
ing, selling,  
etc., without  
license.

(f) Subsection two of section five A is amended by adding the following paragraphs at the end thereof:—

"Where a charge is laid under either paragraph (d) or (e) hereof the onus shall be upon the accused to establish that he had lawful authority to commit the act complained of or that he had a license from the Minister authorizing such act."

Certificate of  
Dominion  
Analyst evi-  
dence of  
content of  
drug.

"The certificate of a Dominion Analyst as to the result of the analysis of any drug or drugs seized under this Act shall be accepted as evidence of the nature and content of such drug or drugs in all legal proceedings and prosecutions taken in pursuance of this Act against any person."

(g) Sections eight and nine are repealed, and the following are substituted in lieu thereof:—

Forfeiture  
of drug on  
conviction.

"8. When any person is convicted of an offence against this Act, the convicting magistrate may adjudge and order, in addition to any other penalty or punishment, that the drug in respect of which the offence was committed or which has been seized as aforesaid, and all receptacles of any kind whatsoever found containing the same, shall be forfeited to His Majesty, whereupon the same shall be delivered to the Minister to be disposed of as he may direct.

Drugs seized  
forfeited  
unless it is  
established  
that no off-  
ence was  
committed  
in connection  
therewith.

"9. Any drug now in the custody of any court, and any drug that may be seized for the violation of any law, shall at the expiration of three months from the passing of this Act or from such seizure, as the case may be, be forfeited to His Majesty and delivered to the Minister to be disposed of as he may direct, unless within the said period of three



months it is established to the satisfaction of the court that no offence has been committed in connection therewith, or unless the court otherwise orders; Provided, however, that the provisions of the *Customs Act* shall apply to any drug unlawfully imported into Canada."

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## 11-12 GEORGE V.

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### CHAP. 43.

An Act to amend The Ottawa Improvement Commission Act, 1919.

[Assented to 4th June, 1921.]

**H**IS MAJESTY, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1899, c. 10;  
1902, c. 25;  
1903, c. 45;  
1905, c. 29;  
1910, c. 45.

1. Section six of *The Ottawa Improvement Commission Act, 1919*, chapter sixty-two of the statutes of 1919, is amended by striking out all the words after the word "pleasure" in the fourth line thereof, and adding to the said section the following subsection:—

"(2) The Governor in Council may appoint a person to be secretary of the Commission."

Secretary no longer required to be a member of the public service.

2. Section eight of the said Act is amended by adding at the end of paragraph (a) thereof, the following:—

"and, subject to the approval of the Governor in Council, sell or lease any real property of the Commission, not being a portion of any public park or square, street, avenue, drive or thoroughfare, which is not required for the purposes of the Commission."

Power given to dispose of real property.

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# 11-12 GEORGE V.

## CHAP. 44.

### An Act to amend the Patent Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S. c. 69;  
1913, c. 17;  
1919, c. 64;  
1919 (2 sess.),  
c. 26.

**1.** Section twenty-three with the exception of the first two lines of subsection one thereof and section forty-seven of the *Patent Act*, chapter sixty-nine of the Revised Statutes of Canada, 1906, are repealed.

**2.** (1) The following fees shall be payable before an application for any of the purposes herein mentioned shall be received by the Commissioner, that is to say:—

Tariff of fees.

On filing an application for patent.....\$ 15 00

On grant of patent..... 20 00

(Payable on pain of forfeiture within six months from the date of notice of the allowance of patent).

On lodging a *caveat*..... 5 00

On asking to register a judgment *pro tanto*..... 4 00

On asking to register an assignment, or any other document affecting or relating to a patent.... 2 00

For each and every patent mentioned in any notice given to the Commissioner by the inventor after the issue of a foreign patent of his intention to apply for a patent in Canada for such invention..... 2 00

On asking to attach a disclaimer to a patent.... 2 00

On asking for a copy of patent with specification 4 00

On petition to re-issue a patent after surrender 30 00

On office copies of documents, not above-mentioned, the following charges shall be made:—

For every single or first folio of one hundred words certified copy..... \$ 0 25

For every such subsequent folio, fractions of or under one-half not being counted, and of one-half or more being counted as a folio... 0 10

Fees paid  
prior to this  
Act.

(2) In the case of patents on which fees to the extent of thirty-five dollars or more were paid prior to the passing of this Act, no further fee shall be required, but no refund of any amount in excess of thirty-five dollars shall be made. In the case of a patent on which a fee of twenty dollars was paid prior to the coming into force of this Act, a further fee of fifteen dollars on pain of nullity of the patent shall be payable at or before the expiration of six years from the date of its issue.

Unprovided  
cases.

(3) The fees on any proceedings not herein provided for shall be such as may be fixed by the Commissioner with the approval of the Governor in Council.

Return of  
fees.

3. Paragraphs (a) and (b) and subsection two of section fifty-one of the *Patent Act* shall apply only to applications for patents filed before the coming into force of this Act.

No patent  
void by  
failure to  
make or by  
import  
between 1st  
Aug., 1914,  
and 10th  
Jan., 1922.

4. No patent in force on the first day of August, 1914, or subsequently granted shall be void through failure to construct or manufacture, or by the importation of, the invention covered by the patent between the said date and the tenth day of January, 1922.

Time ex-  
tended for  
paying fees.

5. (1) Fees which have become payable under the *Patent Act* since the first day of August, 1914, may, at any time until the expiration of a period of one year from the coming into force of this Act, be paid with the same effect as if paid within the times prescribed by the *Patent Act*.

Privileges  
granted to  
Canadians  
only, but  
reciprocal  
privileges  
may be  
extended.

(2) The privileges set forth in this section in so far as regards payments of fees on patents already obtained and lapsed by reason of non-payment of such fees are hereby granted only in favour of nationals and residents of Canada, but the Governor in Council may extend the same in favour of citizens or subjects of all countries which have extended, or which now extend, or which within the period of six months from the passage of this Act shall extend, substantially reciprocal privileges to citizens or nationals of Canada.

Time ex-  
tended for  
exercise of  
rights for  
filing appli-  
cations.

6. The rights provided by section eight of the *Patent Act* for the filing of applications for patents for invention which rights had not expired on the first day of August, 1914, or which rights have arisen since that date shall be, and the same are hereby extended, until the expiration of a period of six months from the coming into force of this Act, and such extension shall apply to applications upon which patents have been granted as well as to applications now pending or filed within said period. Provided that such extension shall in no way affect the right of any person, who, before the passage of this Act, was *bona fide* in possession of any rights in patents or applications for



patent conflicting with rights in patents granted or validated by reason of such extension, to exercise such rights himself personally or by such agents, or licensees, as derived their rights from him, before the passage of this Act, and such persons shall not be amenable to any action for infringement of any patent granted or validated by reason of such extension.

7. (1) A patent shall not be refused on an application filed between the first day of August, 1914, and the expiration of a period of six months from the coming into force of this Act, nor shall a patent granted on such application be held invalid by reason of the invention having been patented in any other country or in any other of His Majesty's Dominions or Possessions or described in any printed publication or because it was in public use or on sale prior to the filing of the application, unless such patent or publication or such public use or sale was issued or made prior to the first day of August, 1913.

Patent not to be refused on application filed between 1st Aug., 1914, and six months after this Act.

Other rights preserved unless issued or made prior to 1st Aug., 1913.

(2) No patent granted or validated under the provisions of the next preceding section or of this section shall abridge or otherwise affect the right of any person, or his agent or agents, or his successor in business, to continue any manufacture, use, or sale commenced before the coming into force of this Act by such person nor shall the continued manufacture, use, or sale by such person, or the use or sale of the devices resulting from such manufacture or use constitute an infringement.

No patent under these provisions to abridge rights acquired prior to this Act.

8. (1) In any case where an order has been made by the Commissioner under the authority of sections one or two of chapter twenty-six of the statutes of 1919, second session, or where a patent which has become void under the terms of the *Patent Act* in consequence of the non-payment of fees or failure to manufacture, or because of the importation of the patented invention has been subsequently restored and made valid by the operation of any order made under the authority of sections one or two of chapter twenty-six of the statutes of 1919, second session, or under any order in council or regulation heretofore lawfully passed, or by the operation of this Act, and during the period when such patent was void any person has commenced lawfully to manufacture, use or sell the invention covered by such patent, the patentee or proprietor of the patent shall not be entitled to any claim, action or demand in respect of such manufacture or sale, or the use of the article so manufactured or sold; and moreover the Commissioner, upon hearing the parties after such notice as he may deem requisite and sufficient and considering all the facts and circumstances of the case, may impose such terms and conditions (including if he so

Saving rights of persons who have commenced lawfully to make, use or sell invention while patent was void.

Notice and hearing by Commissioner.

deems advisable, permission to manufacture, use or sell the patented invention) to which any patent revived or restored as aforesaid shall be subject, as the Commissioner may deem reasonably necessary for the protection of persons who have commenced lawfully to manufacture, use or sell the invention covered by the patent or have in good faith incurred substantial expense in preparing so to do.

Proviso  
respecting  
rights  
under  
Treaty of  
Peace.

(2) Nothing in the provisions of this section shall be deemed in any way to affect or to operate in derogation of any rights as to the revival or restoration of any lapsed rights to or in respect of any patent of invention applied for or acquired under the provisions of this Act which may be asserted or claimed by any person under and in virtue of the stipulations of the Treaty of Peace between the Allied and Associated Powers, on the one part, and Germany on the other, or under or in virtue of any treaty entered into and ratified, or that may be duly entered into and ratified by His Majesty, acting on behalf of Canada, with any other power with which the said Allied and Associated Powers are or have been at war, with regard to industrial property, or otherwise affecting patent rights. 1919, (2 Sess.) c. 26.

Validity of  
patents  
protected,  
under orders  
or regulations  
during war.

9. (1) All orders which have been made under and in conformity with the orders and regulations respecting patents of invention made by the Governor in Council under the provisions of *The War Measures Act, 1914*, on the second day of October, 1914 (P.C. 2436), and on the fourteenth day of February, 1916 (P.C. 293), and also all orders made under chapter twenty-six of the statutes of 1919, second session, are hereby ratified and confirmed; provided, however, that nothing contained in this section shall affect the validity of any patent which is now the subject of litigation before any court of record.

Duration of  
orders.

(2) The orders referred to in this section shall continue in force and effect for one year from the date of the passing of this Act and no longer.

Act to be  
construed  
with  
*Patent Act*.

10. This Act shall be construed as one with the *Patent Act*, chapter sixty-nine of the Revised Statutes of Canada, 1906, and the Acts in amendment thereof.

Repeal.

11. Chapter twenty-six of the statutes of 1919, second session, is hereby repealed.



## 11-12 GEORGE V.

### CHAP. 45.

#### An Act to amend The Pension Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

**1.** Section eleven of *The Pension Act*, chapter forty-three of the statutes of 1919, as enacted by chapter sixty-two of the statutes of 1920, is amended by adding at the end thereof the following words "as such".

1919, c. 43;  
1920, c. 62.  
Provision  
respecting  
rates of  
pension  
amended.

**2.** Section twelve of the said Act as amended by said chapter sixty-two is amended by adding thereto the following words "prior to the coming into force of *The Pension Act*."

Provision  
respecting  
support of  
parents  
amended.

**3.** Subsection six of section thirty-four of the said Act, as enacted by said chapter sixty-two, is amended by striking out the words "sons" and "son" in the second and fifth lines thereof and substituting therefor the words "children" and "child" respectively.

Unmarried  
children  
supporting  
parents not  
less than \$10  
per month.

**4.** Subsection seven of section thirty-four of the said Act, as enacted by said chapter sixty-two, is amended by adding thereto the following words: "such income being considered to include the contributions from children residing with or away from her whether such contributions have actually been made or are deemed by the Commissioners to have been made."

Provision  
respecting  
pension to  
widowed  
mother  
amended.

**5.** Section thirty-nine of the said Act is repealed.

Section giving  
additional  
allowance to  
widow and  
children  
repealed.

**6.** The said Act is amended by adding thereto the following section immediately after section forty-seven B as enacted by said chapter sixty-two.

**"47c.** The pensions which are now being paid to or in respect of members of Canadian Naval or Military Forces who were killed, had died or were disabled on active service,

Pensions of  
or in respect  
of persons  
wounded or



killed while  
in training  
etc.,  
increased  
while  
recipients  
reside in  
Canada.

service, during drill or training or on other military duty previous to the outbreak of the Great War, shall, during the continuance of the residence in Canada of the recipients of such pensions, hereafter be increased to the rates set forth in schedules A and B of this Act."

New  
schedules  
enacted.

7. Schedules A and B of the said Act are repealed and the schedules A and B to this Act are substituted therefor.

All cases  
affected by  
this Act  
to be  
reviewed.

8. All cases affected by this Act shall be reviewed and future payments shall be made at the rates and in accordance with the provisions set forth herein: Provided that when death or disability has occurred previous to the coming into force of this Act, the provisions of this Act shall not operate to remove from any applicant for pension any rights which he had in virtue of *The Pension Act*.

Commence-  
ment of Act.

9. This Act shall come into force on the first day of September, 1921.



# SCHEDULE SCALE OF PENSIONS

## PERCENTAGE OF DISABILITY—CLASS

Rank or Rating of Member of Forces.	Rate per Annum.	Class 1 Total 100%	Class 2 99%-95%	Class 3 94%-90%	Class 4 89%-85%	Class 5 84%-80%	Class 6 79%-75%	Class 7 74%-70%	Class 8 69%-65%
		\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
All Ratings below Petty Officer (Naval); Rank and File (Military)....	Pension....	600 00	570 00	540 00	510 00	480 00	450 00	420 00	390 00
	Bonus.....	300 00	285 00	270 00	255 00	240 00	225 00	210 00	195 00
Chief Petty Officer and Petty Officer (Naval); Squad. Battery or Company Sergt.-Major and Q.M. Sergeant (Military); Sergeant, including Staff Sergt. and Colour-Sergt. (Military).....	Pension....	637 50	605 63	573 75	541 88	510 00	478 13	446 25	414 38
	Bonus.....	262 50	249 37	236 25	223 12	210 00	196 87	183 75	170 62
Naval Cadet and Midshipman (Naval); Master Gunner not W.O. (Military); Regimental Sergt. Major not W.O. (Military); Regimental Q.M. Sergt (Military).	Pension....	775 00	736 25	697 50	658 75	620 00	581 25	542 50	503 75
	Bonus.....	125 00	118 75	112 50	106 25	100 00	92 75	87 50	81 25
Warrant Officer and Chief Warrant Officer (Naval); Warrant Officer (Military).....	Pension....	850 00	807 50	765 00	722 50	680 00	637 50	595 00	552 50
	Bonus.....	50 00	47 50	45 00	42 50	40 00	37 50	35 00	32 50
Sub-Lieutenant (Naval); Lieutenant (Military).	Pension....	900 00	855 00	810 00	765 00	720 00	675 00	630 00	585 00
Lieutenant (Naval); Captain (Military).....	"	1,000 00	950 00	900 00	850 00	800 00	750 00	700 00	650 00
Lieutenant Commander (Naval); Major (Military).....	"	1,260 00	1,197 00	1,134 00	1,071 00	1,008 00	945 00	882 00	819 00
Commander and Captain under three years' seniority (Naval); Lieutenant-Colonel (Military).....	"	1,560 00	1,482 00	1,404 00	1,326 00	1,248 00	1,170 00	1,092 00	1,014 00
Captain (Naval); Colonel (Military).....	"	1,890 00	1,795 50	1,701 00	1,606 50	1,512 00	1,417 50	1,323 00	1,228 50
Commodore and higher ranks (Naval); Brigadier-General and higher ranks (Military)....	"	2,700 00	2,565 00	2,430 00	2,295 00	2,160 00	2,025 00	1,890 00	1,755 00
Above Ranks.....	Additional pension for Married members of the Forces.....	300 00	285 00	270 00	255 00	240 00	225 00	210 00	195 00
Additional pension for children for above ranks.....	First child.	180 00	171 00	162 00	153 00	144 00	135 00	126 00	117 00
	Second child.....	144 00	138 00	132 00	126 00	120 00	114 00	108 00	102 00
	Subsequent children..	120 00	114 00	108 00	102 00	96 00	90 00	84 00	78 00

The bonus payments set forth in this Schedule shall be paid during the year commencing the first day of September, 1921.

Members of the forces who are, at the time of retirement or discharge, or who later become disabled to an extent Schedule. The amount of such final payment in cases of disability between five and nine per cent shall not exceed and shall be determined in accordance with the extent of the disability and its probable duration. Members of the forces permanently disabled between five and nine per cent shall receive three hundred dollars. If an election has becomes greater in extent, in which case the pension shall be adjusted for the past period in accordance with the extent to accept a final payment the consent of his wife must be secured. All payments of pension made subsequent to the ment.



## A

## FOR DISABILITIES.

## AND ANNUAL AMOUNT OF PENSIONS.

Class 9	Class 10	Class 11	Class 12	Class 13	Class 14	Class 15	Class 16	Class 17	Class 18	Class 19	Class 20
64%-60%	59%-55%	54%-50%	49%-45%	44%-40%	39%-35%	34%-30%	29%-25%	24%-20%	19%-15%	14%-10%	9%-5%
\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
360 00	330 00	300 00	270 00	240 00	210 00	180 00	150 00	120 00	90 00	60 00	30 00
180 00	165 00	150 00	135 00	120 00	105 00	90 00	75 00	60 00	45 00	30 00	15 00
382 50	350 63	318 75	286 88	255 00	223 13	191 25	159 38	127 50	95 63	63 75	31 88
157 50	144 37	131 25	118 12	105 00	91 87	78 75	65 62	52 50	39 37	26 25	13 12
465 00	426 25	387 50	348 75	310 00	271 25	232 50	193 75	155 00	116 25	77 50	38 75
75 00	68 75	62 50	56 25	50 00	43 75	37 50	31 25	25 00	18 75	12 50	6 25
510 00	467 50	425 00	382 50	340 00	297 50	255 00	212 50	170 00	127 50	85 00	42 50
30 00	27 50	25 00	22 50	20 00	17 50	15 00	12 50	10 00	7 50	5 00	2 50
540 00	495 00	450 00	405 00	360 00	315 00	270 00	225 00	180 00	135 00	90 00	45 00
600 00	550 00	500 00	450 00	400 00	350 00	300 00	250 00	200 00	150 00	100 00	50 00
756 00	693 00	630 00	567 00	504 00	441 00	378 00	315 00	252 00	189 00	126 00	63 00
936 00	858 00	780 00	702 00	624 00	546 00	468 00	390 00	312 00	234 00	156 00	78 00
1,184 00	1,039 50	945 00	850 50	756 00	661 50	567 00	472 50	378 00	283 50	189 00	94 50
1,620 00	1,485 00	1,350 00	1,215 00	1,080 00	945 00	810 00	675 00	540 00	405 00	270 00	135 00
180 00	165 00	150 00	135 00	120 00	105 00	90 00	75 00	60 00	45 00	30 00	15 00
108 00	99 00	90 00	81 00	72 00	63 00	54 00	45 00	36 00	27 00	18 00	9 00
96 00	90 00	84 00	78 00	72 00	63 00	54 00	45 00	36 00	27 00	18 00	9 00
72 00	66 00	60 00	54 00	48 00	42 00	36 00	30 00	24 00	18 00	12 00	6 00

Members of the forces permanently disabled to a less extent than five per cent shall be entitled to a final payment not exceeding \$100.

of between five and fourteen per cent may elect to accept a final payment in lieu of the pensions set forth in this three hundred dollars and in cases of disability between ten and fourteen per cent shall not exceed six hundred dollars forces permanently disabled between ten and fourteen per cent shall receive six hundred dollars. Members of the been made to accept a final payment such election is final unless the disability of the member of the forces concerned of the disability and the amount paid as a final payment shall be deducted. If a married pensioner desires to elect time at which an award of fourteen per cent or under is made shall be deducted from the amount of the final pay-

## SCHEDULE B.

### SCALE OF PENSIONS FOR DEATHS.

Rank or Rating of Member of Forces.	Rate per Annum.		
	Widow or Dependent Parents.	Child or Dependent Brother or Sister.	Orphan Child or Orphan Brother or Sister.
	\$ cts.	\$ cts.	\$ cts.
All ratings below Petty Officer (Naval); Rank and file (Military).....	* 480 00		
Bonus.....	* 240 00		
Chief Petty Officer and Petty Officer (Naval); Squad., Battery or Company Sergt.-Major and Q.M. Sergeant (Military); Sergt., including Staff-Sergt. and Colour-Sergt. (Military).....	* 510 00		
Bonus.....	* 210 00		
Naval Cadet and Midshipman (Naval); Master Gunner not W.O. (Military); Regimental Sergt.-Major not W. O. (Military); Regimental Q.M. Sergeant (Military);.....	* 620 00		
Bonus.....	100 00		
Warrant Officer and Chief Warrant Officer (Naval); Warrant Officer (Mili- tary).....	* 680 00		
Bonus.....	40 00		
Sub-Lieutenant (Naval); Lieutenant (Military).....	* 720 00		
Lieutenant (Naval); Captain (Military).....	* 800 00		
Lieutenant Commander (Naval); Major (Military).....	* 1,008 00		
Commander and Captain under three years' seniority (Naval); Lieutenant- Colonel (Military).....	* 1,248 00		
Captain (Naval) Colonel (Military).....	* 1,512 00		
Commodore and higher ranks (Naval) Brigadier-General and higher ranks (Military).....	* 2,160 00		
Additional pension for children or dependent brothers or sisters for above ranks.....	First.....	* 180 00	* 360 00
	Second.....	* 144 00	* 288 00
	Subsequent	* 120 00	* 240 00

\*Pensions awarded to parents or brothers and sisters may be less than these amounts in accordance with the provisions of this Act.

The bonus payments set forth in this Schedule shall be paid during the year commencing the first day of September, 1921.

OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.

## 11-12 GEORGE V.

### CHAP. 46.

An Act to authorize the ratification and carrying into effect of the Protocol of the sixteenth day of December, 1920, accepting the Statute for the Permanent Court of International Justice of the thirteenth day of December, 1920.

[Assented to 4th June, 1921.]

**W**HEREAS the Dominion of Canada as one of the members of the League of Nations has by execution of the Protocol of the sixteenth day of December, 1920, declared its acceptance of the statute thereunto adjoined for the Permanent Court of International Justice, which statute was approved by unanimous vote of the Assembly of the League of Nations on the thirteenth day of December, 1920, at Geneva; and whereas the said Protocol is by the terms thereof subject to ratification; and whereas a copy of the said Protocol and of the said statute thereunto adjoined is set forth in the Schedule to this Act: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— Preamble.

**1.** The Governor in Council is authorized to advise that His Majesty be humbly moved to ratify on behalf of Canada the said Protocol of the sixteenth day of December, 1920, in the manner thereby stipulated. Power to ratify Protocol.

**2.** The Governor in Council is authorized to make such orders in council, regulations and nominations, and to give such directions and notices, and to do and authorize such other acts and things as may appear to him necessary, proper or expedient on the part of Canada for carrying into effect the said Protocol and the provisions of the aforesaid statute for the Permanent Court of International Justice. Governor in Council may do everything necessary to carry Protocol into effect.



## SCHEDULE.

### PROTOCOL OF SIGNATURE.

The members of the League of Nations, through the undersigned, duly authorized, declare their acceptance of the adjoined Statute of the Permanent Court of International Justice, which was approved by a unanimous vote of the Assembly of the League on the 13th December, 1920, at Geneva.

Consequently, they hereby declare that they accept the jurisdiction of the Court in accordance with the terms and subject to the conditions of the above-mentioned Statute.

The present Protocol, which has been drawn up in accordance with the decision taken by the Assembly of the League of Nations on the 13th December, 1920, is subject to ratification. Each Power shall send its ratification to the Secretary-General of the League of Nations; the latter shall take the necessary steps to notify such ratification to the other signatory Powers. The ratification shall be deposited in the archives of the Secretariat of the League of Nations.

The said Protocol shall remain open for signature by the members of the League of Nations and by the States mentioned in the Annex to the Covenant of the League.

The Statute of the Court shall come into force as provided in the above-mentioned decision.

Executed at Geneva, in a single copy, the French and English texts of which shall both be authentic.

16th December, 1920.

## STATUTE

FOR

THE PERMANENT COURT OF INTERNATIONAL JUSTICE

PROVIDED FOR BY

Article 14 of the Covenant of the League of Nations.

## ARTICLE 1.

A Permanent Court of International Justice is hereby established, in accordance with Article 14 of the Covenant of the League of Nations. This Court shall be in addition to the Court of Arbitration organized by the Conventions of The Hague of 1899 and 1907, and to the special Tribunals of Arbitration to which States are always at liberty to submit their disputes for settlement.

## CHAPTER I.

## ORGANIZATION OF THE COURT.

## ARTICLE 2.

The Permanent Court of International Justice shall be composed of a body of independent judges, elected regardless of their nationality from amongst persons of high moral character, who possess the qualifications required in their respective countries for appointment to the highest judicial offices, or are jurisconsults of recognized competence in international law.

## ARTICLE 3.

The Court shall consist of fifteen members: eleven judges and four deputy-judges. The number of judges and deputy-judges may hereafter be increased by the Assembly, upon the proposal of the Council of the League of Nations, to a total of fifteen judges and six deputy-judges.

## ARTICLE 4.

The members of the Court shall be elected by the Assembly and by the Council from a list of persons nominated by the national groups in the Court of Arbitration, in accordance with the following provisions.

In the case of Members of the League of Nations not represented in the Permanent Court of Arbitration, the lists of candidates shall be drawn up by national groups appointed for this purpose by their Governments under the same conditions as those prescribed for members of the Permanent Court of Arbitration by Article 44 of the Convention of The Hague of 1907 for the pacific settlement of international disputes.

#### ARTICLE 5.

At least three months before the date of the election, the Secretary-General of the League of Nations shall address a written request to the Members of the Court of Arbitration belonging to the States mentioned in the Annex to the Covenant or to the States which join the League subsequently, and to the persons appointed under paragraph 2 of Article 4, inviting them to undertake, within a given time, by national groups, the nomination of persons in a position to accept the duties of a member of the Court.

No group may nominate more than four persons, not more than two of whom shall be of their own nationality. In no case must the number of candidates nominated be more than double the number of seats to be filled.

#### ARTICLE 6.

Before making these nominations, each national group is recommended to consult its Highest Court of Justice, its Legal Faculties and Schools of Law, and its National Academies and national sections of International Academies devoted to the study of Law.

#### ARTICLE 7.

The Secretary-General of the League of Nations shall prepare a list in alphabetical order of all the persons thus nominated. Save as provided in Article 12, paragraph 2, these shall be the only persons eligible for appointment.

The Secretary-General shall submit this list to the Assembly and to the Council.

#### ARTICLE 8.

The Assembly and the Council shall proceed independently of one another to elect, firstly the judges, then the deputy-judges.

#### ARTICLE 9.

At every election, the electors shall bear in mind that not only should all the persons appointed as members of the Court possess the qualifications required, but the whole



body also should represent the main forms of civilization and the principal legal systems of the world.

#### ARTICLE 10.

Those candidates who obtain an absolute majority of votes in the Assembly and in the Council shall be considered as elected.

In the event of more than one national of the same Member of the League being elected by the votes of both the Assembly and the Council, the eldest of these only shall be considered as elected.

#### ARTICLE 11.

If, after the first meeting held for the purpose of the election, one or more seats remain to be filled, a second and, if necessary, a third meeting shall take place.

#### ARTICLE 12.

If, after the third meeting, one or more seats still remain unfilled, a joint conference consisting of six members, three appointed by the Assembly and three by the Council, may be formed, at any time, at the request of either the Assembly or the Council, for the purpose of choosing one name for each seat still vacant, to submit to the Assembly and the Council for their respective acceptance.

If the Conference is unanimously agreed upon any person who fulfils the required conditions, he may be included in its list, even though he was not included in the list of nominations referred to in Articles 4 and 5.

If the joint conference is satisfied that it will not be successful in procuring an election, those members of the Court who have already been appointed shall, within a period to be fixed by the Council, proceed to fill the vacant seats by selection from amongst those candidates who have obtained votes either in the Assembly or in the Council.

In the event of an equality of votes amongst the judges, the eldest judge shall have a casting vote.

#### ARTICLE 13.

The members of the Court shall be elected for nine years. They may be re-elected.

They shall continue to discharge their duties until their places have been filled. Though replaced, they shall finish any cases which they may have begun.

## ARTICLE 14.

Vacancies which may occur shall be filled by the same method as that laid down for the first election. A member of the Court elected to replace a member whose period of appointment had not expired will hold the appointment for the remainder of his predecessor's term.

## ARTICLE 15.

Deputy-judges shall be called upon to sit in the order laid down in a list.

This list shall be prepared by the Court and shall have regard firstly to priority of election and secondly to age.

## ARTICLE 16.

The ordinary Members of the Court may not exercise any political or administrative function. This provision does not apply to the deputy-judges except when performing their duties on the Court.

Any doubt on this point is settled by the decision of the Court.

## ARTICLE 17.

No Member of the Court can act as agent, counsel or advocate in any case of an international nature. This provision only applies to the deputy-judges as regards cases in which they are called upon to exercise their functions on the Court.

No Member may participate in the decision of any case in which he has previously taken an active part, as agent, counsel or advocate for one of the contesting parties, or as a Member of a national or international Court, or of a commission of enquiry, or in any other capacity.

Any doubt on this point is settled by the decision of the Court.

## ARTICLE 18.

A member of the Court cannot be dismissed unless, in the unanimous opinion of the other members, he has ceased to fulfil the required conditions.

Formal notification thereof shall be made to the Secretary-General of the League of Nations by the Registrar.

This notification makes the place vacant.

## ARTICLE 19.

The members of the Court, when engaged on the business of the Court, shall enjoy diplomatic privileges and immunities.

## ARTICLE 20.

Every member of the Court shall, before taking up his duties, make a solemn declaration in open Court that he will exercise his powers impartially and conscientiously.

## ARTICLE 21.

The Court shall elect its President and Vice-President for three years; they may be re-elected.

It shall appoint its Registrar.

The duties of Registrar of the Court shall not be deemed incompatible with those of Secretary-General of the Permanent Court of Arbitration.

## ARTICLE 22.

The seat of the Court shall be established at The Hague.

The President and Registrar shall reside at the seat of the Court.

## ARTICLE 23.

A session of the Court shall be held every year.

Unless otherwise provided by rules of Court, this session shall begin on the 15th of June, and shall continue for so long as may be deemed necessary to finish the cases on the list.

The President may summon an extraordinary session of the Court whenever necessary.

## ARTICLE 24.

If, for some special reason, a member of the Court considers that he should not take part in the decision of a particular case, he shall so inform the President.

If the President considers that for some special reason one of the members of the Court should not sit on a particular case, he shall give him notice accordingly.

If in any such case the member of the Court and the President disagree, the matter shall be settled by the decision of the Court.

## ARTICLE 25.

The full Court shall sit except when it is expressly provided otherwise.

If eleven judges cannot be present, the number shall be made up by calling on deputy-judges to sit.

If, however, eleven judges are not available, a quorum of nine judges shall suffice to constitute the Court.



## ARTICLE 26.

Labour cases, particularly cases referred to in Part XIII (Labour) of the Treaty of Versailles and the corresponding portions of the other Treaties of Peace, shall be heard and determined by the Court under the following conditions:

The Court will appoint every three years a special chamber of five judges, selected so far as possible with due regard to the provisions of Article 9. In addition, two judges shall be selected for the purpose of replacing a judge who finds it impossible to sit. If the parties so demand, cases will be heard and determined by this chamber. In the absence of any such demand, the Court will sit with the number of judges provided for in Article 25. On all occasions the judges will be assisted by four technical assessors sitting with them, but without the right to vote, and chosen with a view to ensuring a just representation of the competing interests.

If there is a national of one only of the parties sitting as a judge in the chamber referred to in the preceding paragraph, the President will invite one of the other judges to retire in favour of a judge chosen by the other party in accordance with Article 31.

The technical assessors shall be chosen for each particular case in accordance with rules of procedure under Article 30 from a list of "Assessors for Labour cases" composed of two persons nominated by each Member of the League of Nations and an equivalent number nominated by the Governing Body of the Labour Office. The Governing Body will nominate, as to one-half, representatives of the workers, and as to one-half, representatives of employers from the list referred to in Article 412 of the Treaty of Versailles and the corresponding Articles of the other Treaties of Peace.

In Labour cases the International Labour Office shall be at liberty to furnish the Court with all relevant information, and for this purpose the Director of that Office shall receive copies of all the written proceedings.

## ARTICLE 27.

Cases relating to transit and communications, particularly cases referred to in Part XII (Ports, Waterways and Railways) of the Treaty of Versailles and the corresponding portions of the other Treaties of Peace shall be heard and determined by the Court under the following conditions :

The Court will appoint every three years a special chamber of five judges, selected so far as possible with due regard to the provisions of Article 9. In addition, two judges

shall be selected for the purpose of replacing a judge who finds it impossible to sit. If the parties so demand, cases will be heard and determined by this chamber. In the absence of any such demand, the Court will sit with the number of judges provided for in Article 25. When desired by the parties or decided by the Court, the judges will be assisted by four technical assessors sitting with them, but without the right to vote.

If there is a national of one only of the parties sitting as a judge in the chamber referred to in the preceding paragraph the President will invite one of the other judges to retire in favour of a judge chosen by the other party in accordance with Article 31.

The technical assessors shall be chosen for each particular case in accordance with rules of procedure under Article 30 from a list of "Assessors for Transit and Communications cases" composed of two persons nominated by each Member of the League of Nations.

#### ARTICLE 28.

The special chambers provided for in Articles 26 and 27 may, with the consent of the parties to the dispute, sit elsewhere than at The Hague.

#### ARTICLE 29.

With a view to the speedy despatch of business, the Court shall form annually a chamber composed of three judges who, at the request of the contesting parties, may hear and determine cases by summary procedure.

#### ARTICLE 30.

The Court shall frame rules for regulating its procedure. In particular, it shall lay down rules for summary procedure.

#### ARTICLE 31.

Judges of the nationality of each contesting party shall retain their right to sit in the case before the Court.

If the Court includes upon the Bench a judge of the nationality of one of the parties only, the other party may select from among the deputy-judges a judge of its nationality, if there be one. If there should not be one, the party may choose a judge, preferably from among those persons who have been nominated as candidates as provided in Articles 4 and 5.

If the Court includes upon the Bench no judge of the nationality of the contesting parties, each of these may proceed to select or choose a judge as provided in the preceding paragraph.

Should there be several parties in the same interest, they shall, for the purpose of the preceding provisions, be reckoned as one party only. Any doubt upon this point is settled by the decision of the Court.

Judges selected or chosen as laid down in paragraphs 2 and 3 of this Article shall fulfil the conditions required by Articles 2, 16, 17, 20, 24 of this Statute. They shall take part in the decision on an equal footing with their colleagues.

#### ARTICLE 32.

The judges shall receive an annual indemnity to be determined by the Assembly of the League of Nations upon the proposal of the Council. This indemnity must not be decreased during the period of a judge's appointment.

The President shall receive a special grant for his period of office, to be fixed in the same way.

The Vice-President, judges and deputy-judges, shall receive a grant for the actual performance of their duties, to be fixed in the same way.

Travelling expenses incurred in the performance of their duties shall be refunded to judges and deputy-judges who do not reside at the seat of the Court.

Grants due to judges selected or chosen as provided in Article 31 shall be determined in the same way.

The salary of the Registrar shall be decided by the Council upon the proposal of the Court.

The Assembly of the League of Nations shall lay down, on the proposal of the Council, a special regulation fixing the conditions under which retiring pensions may be given to the personnel of the Court.

#### ARTICLE 33.

The expenses of the Court shall be borne by the League of Nations, in such a manner as shall be decided by the Assembly upon the proposal of the Council.

### CHAPTER II.

#### COMPETENCE OF THE COURT.

#### ARTICLE 34.

Only States or Members of the League of Nations can be parties in cases before the Court.

#### ARTICLE 35.

The Court shall be open to the Members of the League and also to States mentioned in the Annex to the Covenant.



The conditions under which the Court shall be open to other States shall, subject to the special provisions contained in treaties in force, be laid down by the Council, but in no case shall such provisions place the parties in a position of inequality before the Court.

When a State which is not a Member of the League of Nations is a party to a dispute, the Court will fix the amount which that party is to contribute towards the expenses of the Court.

#### ARTICLE 36.

The jurisdiction of the Court comprises all cases which the parties refer to it and all matters specially provided for in Treaties and Conventions in force.

The Members of the League of Nations and the States mentioned in the Annex to the Covenant may, either when signing or ratifying the protocol to which the present Statute is adjoined, or at a later moment, declare that they recognize as compulsory *ipso facto* and without special agreement, in relation to any other Member or State accepting the same obligation, the jurisdiction of the Court in all or any of the classes of legal disputes concerning:

- (a) The interpretation of a Treaty;
- (b) Any question of International Law;
- (c) The existence of any fact which, if established, would constitute a breach of an international obligation;
- (d) The nature or extent of the reparation to be made for the breach of an international obligation.

The declaration referred to above may be made unconditionally or on condition of reciprocity on the part of several or certain Members or States, or for a certain time.

In the event of a dispute as to whether the Court has jurisdiction, the matter shall be settled by the decision of the Court.

#### ARTICLE 37.

When a treaty or convention in force provides for the reference of a matter to a tribunal to be instituted by the League of Nations, the Court will be such tribunal.

#### ARTICLE 38.

The Court shall apply:

1. International conventions, whether general or particular, establishing rules expressly recognized by the contesting States;

2. International custom, as evidence of a general practice accepted as law;

3. The general principles of law recognized by civilized nations;

4. Subject to the provisions of Article 59, judicial decisions and the teachings of the most highly qualified publicists of the various nations, as subsidiary means for the determination of rules of law.

This provision shall not prejudice the power of the Court to decide a case *ex æquo et bono*, if the parties agree thereto.

### CHAPTER III.

#### PROCEDURE.

#### ARTICLE 39.

The official languages of the Court shall be French and English. If the parties agree that the case shall be conducted in French, the judgment will be delivered in French. If the parties agree that the case shall be conducted in English, the judgment will be delivered in English.

In the absence of an agreement as to which language shall be employed, each party may, in the pleadings, use the language which it prefers; the decision of the Court will be given in French and English. In this case the Court will at the same time determine which of the two texts shall be considered as authoritative.

The Court may, at the request of the parties, authorize a language other than French or English to be used.

#### ARTICLE 40.

Cases are brought before the Court, as the case may be, either by the notification of the special agreement, or by a written application addressed to the Registrar. In either case the subject of the dispute and the contesting parties must be indicated.

The Registrar shall forthwith communicate the application to all concerned.

He shall also notify the Members of the League of Nations through the Secretary-General.

#### ARTICLE 41.

The Court shall have the power to indicate, if it considers that circumstances so require, any provisional measures which ought to be taken to reserve the respective rights of either party.

Pending the final decision, notice of the measures suggested shall forthwith be given to the parties and the Council.

## ARTICLE 42.

The parties shall be represented by Agents.

They may have the assistance of Counsel or Advocates before the Court.

## ARTICLE 43.

The procedure shall consist of two parts: written and oral.

The written proceedings shall consist of the communication to the judges and to the parties of cases, counter-cases and, if necessary, replies; also all papers and documents in support.

These communications shall be made through the Registrar, in the order and within the time fixed by the Court.

A certified copy of every document produced by one party shall be communicated to the other party.

The oral proceedings shall consist of the hearing by the Court of witnesses, experts, agents, counsel and advocates.

## ARTICLE 44.

For the service of all notices upon persons other than the agents, counsel and advocates, the court shall apply direct to the Government of the State upon whose territory the notice has to be served.

The same provision shall apply whenever steps are to be taken to procure evidence on the spot.

## ARTICLE 45.

The hearing shall be under the control of the President or, in his absence, of the Vice-President; if both are absent, the senior judge shall preside.

## ARTICLE 46.

The hearing in Court shall be public, unless the Court shall decide otherwise, or unless the parties demand that the public be not admitted.

## ARTICLE 47.

Minutes shall be made at each hearing, and signed by the Registrar and the President.

These minutes shall be the only authentic record.

## ARTICLE 48.

The Court shall make orders for the conduct of the case, shall decide the form and time in which each party must conclude its arguments, and make all arrangements connected with the taking of evidence.



## ARTICLE 49.

The Court may, even before the hearing begins, call upon the agents to produce any document, or to supply any explanations. Formal note shall be taken of any refusal.

## ARTICLE 50.

The Court may, at any time, entrust any individual, body, bureau, commission or other organization that it may select, with the task of carrying out an enquiry or giving an expert opinion.

## ARTICLE 51.

During the hearing, any relevant questions are to be put to the witnesses and experts under the conditions laid down by the Court in the rules of procedure referred to in Article 30.

## ARTICLE 52.

After the Court has received the proofs and evidence within the time specified for the purpose, it may refuse to accept any further oral or written evidence that one party may desire to present unless the other side consents.

## ARTICLE 53.

Whenever one of the parties shall not appear before the Court, or shall fail to defend his case, the other party may call upon the Court to decide in favour of his claim.

The Court must, before doing so, satisfy itself, not only that it has jurisdiction in accordance with Articles 36 and 37, but also that the claim is well founded in fact and law.

## ARTICLE 54.

When subject to the control of the Court, the agents, advocates and counsel have completed their presentation of the case, the President shall declare the hearing closed.

The Court shall withdraw to consider the judgment.

The deliberations of the Court shall take place in private and remain secret.

## ARTICLE 55.

All questions shall be decided by a majority of the judges present at the hearing.

In the event of an equality of votes, the President or his deputy shall have a casting vote.

## ARTICLE 56.

The judgment shall state the reasons on which it is based.

It shall contain the names of the judges who have taken part in the decision.

## ARTICLE 57.

If the judgment does not represent in whole or in part the unanimous opinion of the judges, dissenting judges are entitled to deliver a separate opinion.

## ARTICLE 58.

The judgment shall be signed by the President and by the Registrar. It shall be read in open Court, due notice having been given to the agents.

## ARTICLE 59.

The decision of the Court has no binding force except between the parties and in respect of that particular case.

## ARTICLE 60.

The judgment is final and without appeal. In the event of dispute as to the meaning or scope of the judgment, the Court shall construe it upon the request of any party.

## ARTICLE 61.

An application for revision of a judgment can be made only when it is based upon the discovery of some fact of such a nature as to be a decisive factor, which fact was, when the judgment was given, unknown to the Court and also to the party claiming revision, always provided that such ignorance was not due to negligence.

The proceedings for revision will be opened by a judgment of the Court expressly recording the existence of the new fact, recognising that it has such a character as to lay the case open to revision, and declaring the application admissible on this ground.

The Court may require previous compliance with the terms of the judgment before it admits proceedings in revision.

The application for revision must be made at latest within six months of the discovery of the new fact.

No application for revision may be made after the lapse of ten years from the date of the sentence.

## ARTICLE 62.

Should a State consider that it has an interest of a legal nature which may be affected by the decision in the case, it may submit a request to the Court to be permitted to intervene as a third party.

It will be for the Court to decide upon this request.

## ARTICLE 63.

Whenever the construction of a convention to which States other than those concerned in the case are parties is in question, the Registrar shall notify all such States forthwith.

Every State so notified has the right to intervene in the proceedings; but if it uses this right, the construction given by the judgment will be equally binding upon it.

## ARTICLE 64.

Unless otherwise decided by the Court, each party shall bear its own costs.

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King's most Excellent Majesty.



# 11-12 GEORGE V.

## CHAP. 47.

### An Act to amend the Post Office Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Paragraph (v) of subsection one of section nine of the *Post Office Act*, chapter sixty-six of the Revised Statutes, 1906, is repealed and the following is substituted therefor:—

“(v) establish a system providing for insurance against loss of mailable matter, not to exceed one hundred dollars in any one case, and fix an insurance fee, or a scale of insurance fees, to be prepaid in respect of such mailable matter, and from time to time make such regulations as he deems necessary for the carrying out of such system.”

R.S., c. 66;  
1907, c. 34;  
1908, c. 53;  
1909, cc. 29,  
30;  
1910, c. 47;  
1911, cc. 19,  
20;  
1912, c. 41;  
1913, cc. 35,  
38;  
1919, c. 65;  
1920, c. 64.

Insuring  
mail matter.

2. Subsection two of section forty-seven of the said Act is repealed and the following is substituted therefor:—

“(2) Letters addressed to any place in Canada on which the postage has not been prepaid or not sufficiently prepaid by the sender shall be forwarded to their destination charged with double the amount of the postage thereon not so prepaid, which amount shall be collected on delivery.”

Letters  
posted unpaid  
or underpaid  
to go forward  
charged  
with double  
postage.

3. Section eighty-eight of the said Act is repealed and the following is substituted therefor:—

“88. Every ferryman shall, upon request and without delay, convey over his ferry any courier or other person travelling with the mail, and the carriage and horse or horses or other vehicle employed in carrying the same; and the sum to be paid for such service may be fixed by contract, and shall in no case exceed what is ordinarily charged the public.”

Obligations  
of ferrymen.



## 11-12 GEORGE V.

### CHAP. 48.

An Act to amend the Prisons and Reformatories Act.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S. c. 148;  
1908, c. 55;  
1910, c. 48;  
1912, c. 43;  
1913, c. 39;  
1914, c. 14;  
1916, c. 21.

**1.** (1) Sections twenty-eight, twenty-nine, forty-nine, fifty, seventy-nine, eighty-one, one hundred and sixteen, one hundred and seventeen, one hundred and thirty-two, one hundred and thirty-three, one hundred and thirty-nine, one hundred and forty, one hundred and forty-five, one hundred and forty-six, one hundred and fifty-five and one hundred and fifty-six of the *Prisons and Reformatories Act*, chapter one hundred and forty-eight of the Revised Statutes of Canada, 1906, are amended by striking out the words "sixteen years" wherever they occur in the said sections, and substituting therefor in each case the words "eighteen years".

Age limits  
of boys and  
girls raised  
from 16 to 18.

(2) This section shall only come into operation in such province or provinces as the Governor in Council may from time to time by proclamation prescribe.

**2.** Part IX of the said Act as enacted by chapter thirty-nine of the statutes of 1913 is amended by striking out the words "Nova Scotia" wherever they occur in the said Part.

Part IX not  
to apply to  
Nova Scotia.

**3.** Sections one hundred and five, one hundred and six, one hundred and seven, one hundred and eight, one hundred and ten, one hundred and eleven and one hundred and thirteen of the said Act, and sections ninety and ninety-three and subsections five to nine, both inclusive, of section ninety-seven of the said Act as enacted by chapter fifty-five of the statutes of 1908, are repealed, and the following section is enacted in lieu thereof:—

Repeal.

"**90.** (1) In this Act, unless the context otherwise requires,—

Definitions.



"(a) 'child' means a child as defined by section two of *The Juvenile Delinquents Act*, chapter forty of the statutes of 1908;

"(b) 'reformatory institution' means and includes one of the following:—

- (i) The Maritime Home for Girls, at Truro.
- (ii) The Good Shepherd Industrial Refuge, at Halifax.
- (iii) The Halifax Industrial School, at Halifax.
- (iv) St. Patrick's Home at Halifax.

Child may be sentenced to reformatory.

"(2) If any child is convicted of any offence against the laws of Canada for which a sentence of imprisonment may be imposed upon an adult convicted of a like offence, the court or magistrate before which the child is convicted may sentence such child to be imprisoned in a reformatory institution for such fixed term, not less than three months nor more than three years, as the court or magistrate thinks fit.

Religious faith of child to be ascertained.

"(3) Every court or magistrate before whom any such child is convicted before passing sentence upon such child shall make due inquiries to ascertain the religious denomination to which such child belongs. No child of the Protestant faith shall be sentenced to any Roman Catholic institution and no child of the Roman Catholic faith shall be sentenced to any Protestant institution.

Reformatories to which Roman Catholic and Protestant children are to be sent.

"(4) Girls of the Protestant faith shall be sentenced to the Maritime Home for Girls at Truro, and boys of the Protestant faith shall be sentenced to the Halifax Industrial School at Halifax. Girls of the Roman Catholic faith shall be sentenced to the Good Shepherd Industrial Refuge at Halifax, and boys of the Roman Catholic faith to St. Patrick's Home at Halifax.

Child sentenced to prison or gaol may be sent to reformatory.

"(5) If any child is convicted in Nova Scotia of any offence against the laws of Canada and is sentenced and committed to prison or to the county gaol, any judge of the Supreme Court of Nova Scotia in any case occurring within the province, or any judge of the county court in any case occurring within his district, may summarily examine and inquire into the circumstances of such conviction, and may quash said sentence to the said prison or county gaol, and in substitution thereof sentence said child under the provisions of this section.

Sentence to be served in reformatory institution.

"(6) Every child sentenced under the provisions of this section shall be detained in a reformatory institution until the expiration of the fixed term of its sentence, unless sooner discharged by lawful authority, and every child after having served such fixed term shall, subject to the laws and regulations enacted by the Legislature of the Province of Nova Scotia governing reformatory institutions, be detained for an indefinite period not to exceed three years from the commencement of its imprisonment in the said reformatory institution.

Indeterminate sentence.

"(7)

“(7) (a) If any responsible and trustworthy person is willing to undertake the charge of any child committed to a reformatory institution under the provisions of this section, the Superintendent of such reformatory institution may, with the consent and approval of the Superintendent of Neglected and Delinquent Children for the Province of Nova Scotia, indenture such child to such person for any term not to extend beyond the time when such child shall reach the age of twenty-one years;

Apprentice-  
ship.

“(b) Every child sentenced to a reformatory institution shall within three years from the date of its reception in such reformatory institution, unless discharged under the provisions of this section, be given over to the custody of its parents or guardians or be placed in a foster home under indenture for any term not to extend beyond the time when such child shall reach the age of twenty-one years, as the Superintendent of such reformatory institution with the consent of the Superintendent of Neglected and Delinquent Children for the Province of Nova Scotia, may deem advisable;

Child to be  
given to  
parents or  
guardians  
or appren-  
ticed within  
three years.

“(c) After a child has been so given over to the custody of its parents or guardians or has been placed in a foster home under indenture not to extend beyond the time when such child shall reach the age of twenty-one years the Superintendent of Neglected and Delinquent Children for the Province of Nova Scotia may, if he deems it in the interest of such child, order such child to be returned to such reformatory institution, there to be detained for any indefinite period, provided, however, that the total period of confinement for such child in such reformatory institution shall not exceed five years;

Child may  
be returned  
to re-  
formatory  
institution.

“(d) The Superintendent of Neglected and Delinquent Children for the Province of Nova Scotia shall thereupon order that such child be discharged from such reformatory institution on probation, to remain so discharged providing its conduct during the term of said indenture continues good, and such child shall be discharged accordingly, subject, however, to be returned on an order of the Superintendent of Neglected and Delinquent Children for the Province of Nova Scotia to such reformatory institution for an indefinite period, provided, however, that the total period of confinement in a reformatory institution shall not exceed five years;

Discharge on  
probation  
upon being  
apprenticed.

“(e) Any wages reserved in any indenture under the provisions of this section shall be paid to such child or to some person for such child's benefit;

Payment of  
wages.

“(f) Any person who induces or attempts to induce, aids, assists, abets, counsels or procures any child to leave the person with whom such child is placed under the provisions of this section shall be liable on summary conviction

Penalty for  
counselling,  
etc., child to  
leave person  
with whom  
he or she is  
placed.



Only  
Governor  
General to  
order  
discharge.

Supervision  
of child after  
discharge.

Escapes.

Abetting  
escape.

Laws that  
are to  
regulate  
reformatory  
institutions.  
Form of  
commit-  
ment.

viction to a penalty not exceeding one hundred dollars, or to imprisonment for a term not exceeding six months.

“(8) No child shall be discharged from a reformatory institution until the expiration of the fixed term of its sentence except under the provisions of this section, unless by authority of the Governor General.

“(9) The Superintendent of Neglected and Delinquent Children for the Province of Nova Scotia shall, subject to the laws of the Province of Nova Scotia, exercise and maintain supervision over every child after its discharge from a reformatory institution under the provisions of this section.

“(10) If a child sentenced to a reformatory institution under the provisions of this section escapes from such reformatory institution it may at any time be apprehended without warrant and brought back to such reformatory institution, there to be detained under the original commitment.

“(11) Every person who aids, assists or abets any child in such escape shall be liable on summary conviction to a penalty not exceeding one hundred dollars or to imprisonment for a period not to exceed six months.

“(12) Reformatory institutions mentioned in this section shall be governed by the laws enacted by the Legislature of Nova Scotia respecting such reformatory institutions.

“(13) The following form for commitment to reformatory institutions under the provisions of this section may be used for the purpose thereof, or forms of a like effect, and when in use shall be good and sufficient for such purposes in law:—

FORM OF COMMITMENT.

CANADA	}	IN THE MATTER OF “THE PRISON AND REFORMATORIES ACT”.
PROVINCE OF NOVA SCOTIA		
COUNTY OF S.S.		

WARRANT COMMITTING CHILD TO REFORMATORY INSTITUTION.

To all or any one of the Constables and other peace officers of the said County, and to the Superintendent or manager or person in charge thereof of the \_\_\_\_\_ at \_\_\_\_\_ in the said Province, a reformatory institution:—

WHEREAS \_\_\_\_\_ a male (or female) child of the \_\_\_\_\_ faith, was on this day duly convicted before me \_\_\_\_\_, a \_\_\_\_\_ in and for the \_\_\_\_\_ of \_\_\_\_\_ for that the said child on or about the \_\_\_\_\_ day of \_\_\_\_\_ did unlawfully \_\_\_\_\_

Upon



Upon due inquiry made it has been found that the religious denomination to which the said child belongs is  
the faith.

IT WAS THEREFORE ADJUDGED that the said child for the said offence should be imprisoned in the said reformatory institution for the term of , subject to the laws and regulations governing reformatory institutions in the said Province of Nova Scotia.

THIS IS THEREFORE TO COMMAND you the said constables and peace officers or any one of you for the said County to take the said child and safely convey h to the said reformatory institution, and there deliver h to the superintendent, manager or person in charge of the said reformatory institution, together with this precept; and I do hereby command you the said superintendent, manager or person in charge to receive the said child into your care and custody in the said reformatory institution, and there to imprison h for the said term, unless sooner discharged by lawful authority, and for your so doing this shall be your sufficient warrant.

Given under my hand this day of  
in the year of Our Lord one thousand nine hundred and  
at in the County of  
in the Province of Nova Scotia."

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King's most Excellent Majesty.



## 11-12 GEORGE V.

### CHAP. 49.

An Act to amend An Act to provide for the Retirement of certain Members of the Public Service.

[Assented to 4th June, 1921.]

**H**IS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

**1.** Chapter sixty-seven of the statutes of 1920, *An Act to provide for the Retirement of certain Members of the Public Service*, may be cited as *The Public Service Retirement Act*.

**2.** Paragraph (b) of section one of the said Act is repealed, and the following is substituted therefor:—

“(b) “officer” means any officer, clerk or employee who is employed in the public service and who receives a stated annual salary, and any officer, clerk or employee in the said service who has been continuously employed from year to year for a portion of each year, or who, having been continuously employed, receives a daily, weekly or monthly rate of wage or salary, but shall not include any person appointed for a temporary purpose or any person whose duties do not require his constant attention.”

“Officer” defined.

“(2) If in the opinion of the Civil Service Commission the provisions of the Act should be made applicable to any officer, clerk or employee not included under paragraph (b) of subsection one of this section, the Commission shall report the same to the Governor in Council, setting forth the circumstances and the reasons therefor, and in the event of the Governor in Council approving such report, such officer, clerk or employee may be retired as provided by this Act.”

Provisions may be extended to other officials.

**3.** (1) Subsection two of section three of the said Act is repealed, and the following is substituted therefor:—

“(2)



Rate of  
retiring  
allowance to  
officers  
between 45  
and 60 years  
and over 60.

Proviso as to  
average  
salary for full  
term.

Special  
circumstances  
may be  
taken into  
consideration  
in fixing  
gratuity or  
annuity.

Section to  
have effect  
from date of  
coming into  
force of Act  
amended.

Allowances  
to be paid  
out of Con.  
Revenue  
Fund.

Operation of  
Act extended  
for one year.

"(2) Every officer retired under the provisions of this Act who is not less than forty-five and under sixty years of age who has served continuously in the public service for not less than twenty years, and every officer retired under the provisions of this Act who is sixty years of age or over and who has served continuously in the public service for not less than ten years, in addition to the payments authorized by subsection one of this section, shall receive an annual retiring allowance, payable to him during his life, equal to one-sixtieth of his average salary for the last three years during which he was in the public service for each year of his service, but not exceeding in all thirty-sixtieths of such average salary: Provided that if the average salary of any officer retired under this Act for the last three years during which he was in the public service is less than the average salary of such officer for the full term of his service, such latter average shall be taken as the basis upon which to compute any retiring allowance to which such officer may be entitled under this Act."

(2) Subsection five of the said section is amended by striking out the words "average annual" in the first line thereof.

(3) The said section three is further amended by adding thereto the following subsection:—

"(6) In case there are any special circumstances relating to the appointment, employment, length of service, remuneration, salary or allowance of any officer or employee to be retired under the provisions of this Act that in the opinion of the Commission should be taken into consideration in determining the gratuity or annuity of such officer or employee the Commission shall report the same to the Governor in Council, indicating to what extent, if any, such special circumstances should be taken into consideration in fixing the gratuity or annuity of the officer or employee to be retired, and upon approval of such report the gratuity or annuity in question shall be fixed accordingly."

(4) This section shall be deemed to have come into operation on the first day of July, one thousand nine hundred and twenty.

4. Section four of the said Act is repealed and the following is substituted therefor:—

"4. Any moneys payable under the provisions of this Act to any officer retired under its provisions shall be paid out of any unappropriated moneys in the Consolidated Revenue Fund."

5. Section eight of the said Act is amended by substituting the words "twenty-two" for the words "twenty-one" at the end thereof.

## 11-12 GEORGE V.

### CHAP. 50.

An Act to amend The Special War Revenue Act, 1915.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1915, c. 8;  
1918, c. 46;  
1920, c. 71.

1. Sections 19BB and 19BBB of *The Special War Revenue Act, 1915*, as enacted by chapter seventy-one of the statutes of 1920, are repealed, and the following sections are substituted therefor:—

“19BB. (1) The following excise taxes shall be imposed, levied and collected on the articles hereinafter specified, namely:—

Excise taxes.

(a) A tax on playing cards for every fifty-four cards or fraction of fifty-four in each package,—when selling at twenty-four dollars or less per gross packages, eight cents per pack; when selling in excess of twenty-four dollars per gross packages, fifteen cents per pack.

Playing cards.

(b) The excise taxes as imposed by the preceding paragraph (a) shall be payable at the time of importation or when taken out of warehouse for consumption in addition to the present duties of customs or at the time of sale by the Canadian manufacturer, but shall not apply on playing cards when exported, and shall be accounted for to His Majesty in accordance with such regulations as may be prescribed by the Minister of Customs and Inland Revenue.

When tax payable.

(c) A tax of thirty cents per gallon on wines of all kinds, except sparkling wines, containing not more than forty per cent of proof spirits.

Wines.

(d) A tax of three dollars per gallon on champagne and all other sparkling wines.

Sparkling wines.

(e) The excise taxes as imposed by the preceding paragraphs (c) and (d) shall be payable at the time of sale by the Canadian manufacturer, but shall not apply to such wines when exported, and shall be accounted for to His Majesty in accordance with such regulations as shall be

When tax payable.



prescribed by the Minister of Customs and Inland Revenue.

Annual  
license  
required.

(2) Every person selling or dealing in the articles upon which taxes are imposed as prescribed by this section may be required by the Minister of Customs and Inland Revenue to take out an annual license therefor, for which license a fee not exceeding two dollars shall be paid and the penalty for neglect or refusal to obtain a license shall be a sum not exceeding one thousand dollars.

Recovery of  
tax, costs or  
penalties.

(3) Any such tax, costs or penalties may, at the option of the Minister, be recovered and imposed in the Exchequer Court of Canada or in any other Court of competent jurisdiction, in the name of His Majesty.

Date of  
coming into  
force.

(4) This section shall be deemed to have come into force on the tenth day of May, nineteen hundred and twenty-one.

Tax on sales.

"19BBB (1) In addition to the present duties of customs and excise there shall be imposed, levied and collected an excise tax of one and one-half per cent on sales and deliveries by Canadian manufacturers or producers, and wholesalers or jobbers, and a tax of two and one-half per cent on the duty paid value of goods imported, but in respect of sales by manufacturers to retailers or consumers, including sales to His Majesty, whether in the right of His Majesty's Government of Canada or His Majesty's Government of any province of Canada for the purpose of re-sale, the excise tax payable shall be three per cent and on goods imported by retailers or consumers, including importations by His Majesty, whether in the right of His Majesty's Government of Canada or His Majesty's Government of any province of Canada for the purpose of re-sale, the excise tax payable on the duty paid value shall be four per cent; the purchaser shall be furnished with a written invoice of any sale, which invoice shall state separately the amount of such tax to at least the extent of one and one-half per cent but such tax must not be included in the manufacturer's, producer's or wholesaler's costs on which profit is calculated; and the tax shall be payable by the purchaser to the wholesaler, producer or manufacturer at the time of such sale, and by the wholesaler, producer or manufacturer to His Majesty in accordance with such regulations as may be prescribed, and such wholesaler, producer or manufacturer shall be liable to a penalty not exceeding five hundred dollars, if such payments are not made, and in addition shall be liable to a penalty equal to double the amount of the excise duties unpaid; the term "duty paid value" means the value of the article as it would be determined for the purpose of calculating an *ad valorem* duty upon the importation of same into Canada under the laws relating to the Customs and the Customs Tariff whether such article be in fact subject to *ad valorem*

or



or other duty or not, and in addition the amount of the Customs duties, if any, payable thereon.

Provided that in respect of lumber an excise tax of two per cent shall be imposed, levied and collected on sales and deliveries by the Canadian manufacturer and of three per cent on importations, and that no further excise tax shall be payable on re-sale. Tax on  
lumber.

Provided also that the taxes specified in this section shall not apply to sales or importations of:— Excepted  
articles not  
liable to tax.

Bread; flour, oatmeal, rolled oats and cornmeal; animals living; live poultry; meats and poultry, fresh; milk including butter-milk; cream; butter; cheese; oleomargarine, margarine, butterine or other substitutes for butter; lard, lard compound and similar substances, made from animal or vegetable stearine or oils; eggs; vegetables, fruits, grains and seeds in their natural state; bran, shorts, middlings, oil cake, oil cake meal; grains mixed or crushed for cattle or poultry feed; hay; straw; hops; nursery stock; chicory, raw or green; bees; honey; sugar; molasses; other farm produce sold by the individual farmer of his own production; ice; fish and products thereof not canned or medicated; ores of metals of all kinds; fuel of all kinds; gold and silver in ingots, blocks, bars, drops, sheets or plates unmanufactured; British and Canadian coin and foreign gold coin; logs and round unmanufactured timber; fence posts, railroad ties, pulpwood, tan bark, and other articles the product of the forest when produced and sold by the individual settler or farmer; newspapers and quarterly, monthly and semi-monthly magazines and weekly literary papers unbound; materials for use only in the construction, equipment and repair of ships; ships licensed to engage in the Canadian coasting trade; calcium carbide; electricity; gas manufactured from coal, calcium carbide or oil for illuminating or heating purposes; materials for use solely in the manufacture of oleomargarine or any substitute for butter or lard or for the production of cottolene; artificial limbs and parts thereof; artificial eyes; donations of clothing and books for charitable purposes; settlers' effects; War Veterans' badges; memorials or monuments erected in memory of soldiers who fell in the Great War; articles imported for the use of the Governor General; articles imported for the personal or official use of Consuls General who are natives or citizens of the country they represent and who are not engaged in any other business or profession; Bibles, missals, prayer-books, psalm and hymn-books, religious tracts, and Sunday school lesson pictures, and the Governor in Council shall have power to add to the foregoing list of articles exempted from the excise taxes on sales, as he may deem it expedient or necessary to exempt from the said excise taxes.

Provided

Provided further that the excise taxes specified in this section shall not be payable on goods exported, or on sales of goods made to the order of each individual customer by a business which sells exclusively by retail, under regulations by the Minister of Customs and Inland Revenue who shall be sole judge as to the classification of a business; and a drawback may be granted of ninety-nine per cent of the said taxes paid on materials used, wrought into or attached to articles exported.

Annual  
license  
required.

(2) The Minister may require every manufacturer, producer, wholesaler or jobber to take out an annual license for the purposes aforesaid, and may prescribe a fee therefor, not exceeding two dollars, and the penalty for neglect or refusal shall be a sum not exceeding one thousand dollars.

Recovery of  
tax, costs or  
penalties.

(3) Any such tax, costs or penalties may, at the option of the Minister, be recovered and imposed in the Exchequer Court of Canada or in any other Court of competent jurisdiction, in the name of His Majesty.

Date of  
coming into  
force.

(4) The provisions of this section respecting a tax on sales shall be deemed to have come into force on the tenth day of May, nineteen hundred and twenty-one, and to have applied to all goods imported or taken out of warehouse for consumption on and after that day, and to have also applied to goods previously imported for which no entry for consumption was made before that day."

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OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.

## 11-12 GEORGE V.

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### CHAP. 51.

#### An Act to amend The Statistics Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:

1. Section nine of *The Statistics Act*, chapter forty-three of the statutes of 1918, is amended by adding thereto the following subsection:

Schedules  
that may  
be sent  
post free.

“(3) All schedules or forms returned to a provincial department in pursuance of any arrangement entered into under this section shall be free of Canada postage, under such regulations as are from time to time made in that respect by the Governor in Council, and any person violating any such regulation shall be guilty of an offence and liable upon summary conviction to the penalties mentioned in section thirty-six of this Act.”

Regulations.  
Penalty.

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OTTAWA: Printed by THOMAS MULVEY, Law Printer to the  
King's most Excellent Majesty.





# 11-12 GEORGE V.

## CHAP. 52.

### An Act to amend The Returned Soldiers' Insurance Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1920, c. 54.

1. Subsection one of section three of *The Returned Soldiers' Insurance Act*, chapter fifty-four of the statutes of 1920, is amended by striking out the words "domiciled and resident in Canada" in the second line and the words "so domiciled and resident" in the third line thereof.

Provision respecting insurance and limits thereof amended.

2. Subsection two of section three of the said Act is repealed and the following is substituted therefor:

"(2) The said payment shall, as to an amount not exceeding one thousand dollars be made on the death of the insured and the remainder, if any, or the portion thereof to which any beneficiary is entitled, shall at the option of the insured be payable as a life annuity, or as an annuity certain for five, ten, fifteen or twenty years, or as an annuity guaranteed for five, ten, fifteen or twenty years, and payable thereafter as long as the beneficiary may live."

Provision respecting payment amended.

3. Section six of the said Act is repealed and the following is substituted therefor:

"6. If the insured is an unmarried man, or a widower without children, the insurance contract shall be for the benefit of his future wife or of his future wife and children and the insured may apportion the insurance money among them as he deems fit; but, subject to section four of this Act, the insured may designate an alternative beneficiary, or beneficiaries, to whom the insurance money shall be paid in the event of his death unmarried, or a widower without children. If the insured at his death is still unmarried or a widower without children, and has not designated an alternative beneficiary or beneficiaries, the money shall, subject to sections four and eleven of this

Provision respecting beneficiaries when insured is unmarried amended.

Act, fall into and become part of the estate of the insured."

Provisions  
respecting  
death of a  
beneficiary  
during  
lifetime of  
insured  
amended.

4. Section nine of the said Act is amended as follows:—

(a) Subsection one is amended by the addition of the following:—

"Provided, however, that the insured may designate in such declaration a person or persons subject to section four of this Act, to whom such shares will be paid if at the time of his death he is unmarried, or a widower without children."

(b) Subsection three is amended by inserting the following words after the word "children" in the sixth line thereof:

"or if he is unmarried or a widower without children at the time of his death such other person or persons subject to section four of this Act, as he may designate."

(c) Subsection four is repealed and the following is substituted therefor:—

"(4) If the insured survives his wife and all his children, the insurance money shall, subject to section four of this Act, be payable to such other beneficiary or beneficiaries as he may designate. If he does not designate some other beneficiary the insurance money shall, subject to sections four and eleven of this Act, fall into and become part of the estate of the insured."

Provision  
respecting  
limit of  
benefits  
when death  
of insured  
due to war  
amended.

5. Section ten of the said Act is amended by inserting after the word "Act" in the second line thereof, the words "or the Pension Law of the United Kingdom, or of any of His Majesty's Dominions (other than the Dominion of Canada) or of His Majesty's Government, or of any of His Majesty's Allies or Associated Powers in the Great War" and by the addition at the end thereof of the following proviso:

"Provided, however, that this section shall not operate when the beneficiary of the insurance is the wife of the insured and a pension is awarded under *The Pension Act* to some other person or persons named in section four of this Act."

Commence-  
ment of Act.

6. This Act shall become effective on the first day of July, nineteen hundred and twenty-one.



# 11-12 GEORGE V.

## CHAP. 53.

An Act to amend the Royal Canadian Mounted Police Act.

[Assented to 4th June, 1921.]

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S., c. 91;  
1913, c. 47;  
1914, (2 Sess.)  
c. 2;  
1919, c. 69;  
1919, (2 Sess.)  
c. 28;  
1920, cc. 18,  
68.

1. The *Royal Canadian Mounted Police Act*, Revised Statutes of Canada, 1906, chapter ninety-one, is amended by inserting the following section immediately after section twenty-one thereof:—

“21A. (1) Notwithstanding the provisions of any Act inconsistent herewith, all fines and the proceeds of all forfeitures and seizures and all portions of any fine and of any forfeiture or seizure that may be awarded or adjudged to any member of the Force in connection with the performance of his duties shall be paid to the Minister.

Fines and  
forfeitures  
earned by  
members of  
the Force to  
be paid to  
the Minister.

“(2) The moneys so paid to the Minister shall be used or paid—

How money  
is to be used.

“(a) for the benefit of members of the Force and their families and the families of deceased members of the Force; or

“(b) to such benefit fund established or as may hereafter be established in the interests of the members of the Force or their dependents;  
as the Governor in Council may prescribe.

“(3) The Governor in Council may make any regulations deemed by him necessary or convenient for the management and administration of the said moneys and of any benefit fund established in connection therewith.”

Regulations.



## 11-12 GEORGE V.

### CHAP. 54.

An Act for granting to His Majesty certain sums of money for the public service of the financial years ending respectively the 31st March, 1921, and the 31st March, 1922.

[Assented to 4th June, 1921.]

MOST GRACIOUS SOVEREIGN,

WHEREAS it appears by messages from His Excellency Preamble.  
the Most Noble Victor Christian William, Duke of Devonshire, etc., etc., Governor General of Canada, and the estimates accompanying the said messages, that the sums hereinafter mentioned are required to defray certain expenses of the public service of Canada, not otherwise provided for, for the financial year ending the thirty-first day of March, one thousand nine hundred and twenty-one and the thirty-first day of March, one thousand nine hundred and twenty-two, and for other purposes connected with the public service: May it therefore please Your Majesty that it may be enacted and be it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, that:—

1. This Act may be cited as *The Appropriation Act*, Short title.  
No. 2, 1921.

2. From and out of the Consolidated Revenue Fund there may be paid and applied a sum not exceeding in the whole three hundred and thirty-eight million, nine hundred and sixty-one thousand, nine hundred and seventy-nine dollars and fifty-two cents towards defraying the several charges and expenses of the public service, from the first day of April, one thousand nine hundred and twenty-one, to the thirty-first day of March, one thousand nine hundred and twenty-two, not otherwise provided for, and being five-sixths of the amount of each of the several items, less deductions, set forth in Schedule A to this Act.

\$338,961,979.52  
granted for  
1921-22.



\$7,812,500.00  
granted for  
1921-22.

**3.** From and out of the Consolidated Revenue Fund there may be paid and applied a sum not exceeding in the whole seven million, eight hundred and twelve thousand, five hundred dollars towards defraying the several charges and expenses of the public service, from the first day of April, one thousand nine hundred and twenty-one, to the thirty-first day of March, one thousand nine hundred and twenty-two, not otherwise provided for, and being five-sixths of the amount of the item set forth in Schedule B to this Act.

\$14,681,810.14  
granted for  
1920-21.

**4.** From and out of the Consolidated Revenue Fund there may be paid and applied a sum not exceeding in the whole fourteen million, six hundred and eighty-one thousand, eight hundred and ten dollars and fourteen cents towards defraying the several charges and expenses of the public service, from the first day of April, one thousand nine hundred and twenty, to the thirty-first day of March, one thousand nine hundred and twenty-one, not otherwise provided for, and set forth in Schedule C to this Act.

\$24,269,991.74  
granted for  
1921-22.

**5.** From and out of the Consolidated Revenue Fund there may be paid and applied a sum not exceeding in the whole twenty-four million, two hundred and sixty-nine thousand, nine hundred and ninety-one dollars and seventy-four cents towards defraying the several charges and expenses of the public service from the first day of April, one thousand nine hundred and twenty-one, to the thirty-first day of March, one thousand nine hundred and twenty-two, not otherwise provided for, and set forth in Schedule D to this Act.

Declaratory  
as to certain  
loans  
authorized  
but not  
raised.

**6.** And whereas there remained on the thirty-first day of March, one thousand nine hundred and twenty-one, unborrowed and negotiable, of the loans authorized by Parliament for the construction of public works and for general purposes, the following sum:—

For public works and general purposes \$221,333,855.65;

And whereas it is necessary to make provision for retiring maturing loans raised for war or demobilization purposes and other maturing loans and obligations of Canada;

Such sums  
may be  
raised  
under R.S.,  
c. 24.

Therefore it is declared and enacted, that the Governor in Council may authorize the raising of the sum above mentioned as required for the purpose of retiring maturing loans raised for war or demobilization purposes and other maturing loans and obligations of Canada, and for public works and general purposes aforesaid, respectively, under the provisions of the Consolidated Revenue and Audit Act,

and the sum so raised shall form part of the Consolidated Revenue Fund, out of which like sums shall be applicable to the several purposes aforesaid, under the Acts and provisions thereunto relating respectively.

7. A detailed account of the sums expended under the authority of this Act shall be laid before the House of Commons of Canada during the first fifteen days of the then next session of Parliament.

Account to  
be rendered  
in detail.

## SCHEDULE A.

Based on the Main Estimates, 1921-22. The amount hereby granted is \$338,961,979.52, being five-sixths of the amount of each item in the Estimates as contained in this Schedule, less deductions of \$57,239 in the first item of Resolution No. 5, and of \$10,456,800.00 in Resolution No. 316, and of \$10,000 in Resolution No. 322, and of \$200,000 in Resolution No. 334. For the remainder see chapter 2.

SUMS granted to His Majesty by this Act for the financial year ending 31st March, 1922, and the purposes for which they are granted.

No. of Vote.	SERVICE	Amount.	Total.
	CHARGES OF MANAGEMENT.	\$ cts.	\$ cts.
	Offices of the Assistant Receivers General and Country Savings Banks—		
	Salaries.....	112,575 00	
	Contingencies.....	15,000 00	
	Printing Dominion Notes.....	400,000 00	
	Printing, advertising, inspection, express, etc.....	100,000 00	
1	Commission for payment of interest on Public Debt: auditing, purchase of Sinking Funds.....	100,000 00	
	Brokerage on purchase of Sinking Funds.....	6,000 00	
	English Bill Stamps, postage, etc.....	3,000 00	
	Clerical Assistance in connection with transfer and registration of bonds, etc.....	80,000 00	816,575 00
	CIVIL GOVERNMENT.		
2	Governor General—		
	Salaries, including Governor General's Secretary, additional to salary authorized by R.S. c. 4, \$3,600.00....	33,625 00	
	Contingencies, including allowance of \$600.00 to A. F. Sladen Private Secretary.....	66,600 00	
3	Privy Council—		
	Salaries.....	38,270 00	
	Contingencies.....	10,000 00	
4	Justice—		
	Salaries.....	190,832 50	
	Contingencies.....	25,000 00	
5	Militia and Defence—		
	Salaries.....	643,751 00	
	Contingencies.....	30,000 00	
6	Secretary of State—		
	Salaries.....	190,410 00	
	Contingencies.....	33,500 00	
7	Interior—		
	Salaries, including F. Clapp, Acting Secretary to Minister at \$2,400.....	1,353,922 50	
	Contingencies.....	115,000 00	
8	Immigration and Colonization—		
	Salaries.....	193,257 50	
	Contingencies.....	40,000 00	
9	Indian Affairs—		
	Salaries.....	142,735 00	
	Contingencies.....	19,000 00	
10	Mounted Police—		
	Salaries.....	31,535 00	
	Contingencies.....	9,000 00	
11	Auditor General—		
	Salaries, including Auditor General at \$1,000.00 additional to 7-8 Edward VII, Chap. 6.....	218,575 00	
	Contingencies.....	22,000 00	



## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
		\$ cts.	\$ cts.
	<b>CIVIL GOVERNMENT—Concluded.</b>		
12	Finance—		
	Salaries.....	416,275 00	
	Contingencies.....	50,000 00	
13	Customs and Inland Revenue—		
	Salaries.....	532,947 50	
	Contingencies.....	48,000 00	
14	Agriculture—		
	Salaries.....	541,955 00	
	Contingencies.....	135,000 00	
15	Marine and Fisheries—		
	Salaries.....	360,810 00	
	Contingencies.....	68,870 00	
16	Naval Service—		
	Salaries.....	210,090 00	
	Contingencies.....	40,000 00	
17	Railways and Canals—		
	Salaries.....	202,025 00	
	Contingencies.....	28,000 00	
18	Public Works—		
	Salaries.....	598,510 00	
	Contingencies.....	85,000 00	
19	Mines—		
	Salaries.....	477,250 00	
	Contingencies.....	6,000 00	
20	Post Office—		
	Salaries.....	1,279,144 00	
	Contingencies, including \$50.00 to W. Cooch.....	150,000 00	
21	Trade and Commerce—		
	Salaries.....	371,612 50	
	Contingencies.....	22,000 00	
22	Patent and Copyright—		
	Salaries.....	161,292 50	
	Contingencies.....	35,000 00	
23	Labour—		
	Salaries.....	171,640 00	
	Contingencies.....	35,000 00	
24	High Commissioner's Office—		
	Salaries.....	24,930 00	
	Contingencies.....	69,586 00	
25	Insurance—		
	Salaries, including Superintendent of Insurance, \$1,000.00 additional to salary authorized by 7-8 Edw. VII, Chap. 69.....	58,095 00	
	Contingencies.....	50,200 00	
26	External Affairs—		
	Salaries.....	64,625 00	
	Contingencies.....	46,000 00	
27	Public Archives—		
	Salaries.....	66,322 00	
	Contingencies.....	12,000 00	
28	Soldiers' Civil Re-Establishment—		
	Salaries.....	61,660 00	
	Contingencies.....	10,000 00	
29	Civil Service Commission—		
	Salaries.....	192,490 00	
	Contingencies.....	160,000 00	
30	Health—		
	Salaries.....	155,612 50	
	Contingencies.....	82,000 00	
			10,492,955 50
	<b>ADMINISTRATION OF JUSTICE.</b>		
31	Miscellaneous expenditure.....	10,000 00	
	Living allowance for judge of Atlin District, B.C.....	1,200 00	
	Office expenses of purchasing agent.....	2,000 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	ADMINISTRATION OF JUSTICE— <i>Concluded.</i>	\$ cts.	\$ cts.
	<i>Supreme Court of Canada.</i>		
	Contingencies and disbursements, salaries of officers, (sheriffs, etc.), books, magazines, etc., for judges not exceeding \$300...	7,500 00	
32	Law books and books for reference for Library and binding of same.....	8,000 00	
	Printing, binding and distributing Court Reports.....	4,500 00	
	<i>Exchequer Court of Canada.</i>		
	Contingencies—judges' travelling expenses, remuneration to sheriffs, etc., printing, stationery, etc., and \$150 for judges' books.....	6,000 00	
33	Miscellaneous expenses, Exchequer Court in Admiralty.....	500 00	
	Salary of Marshal in Admiralty, Quebec.....	333 34	
	Printing, binding and distributing Court Reports.....	1,500 00	
	<i>Yukon Territory.</i>		
	Travelling allowance of Judge.....	500 00	
	Living allowance of judge.....	5,000 00	
	Salaries Territorial Court, sheriff and clerk \$4,000 each; stenographer \$2,000.....	10,000 00	
34	Living allowances of court officers and police magistrate.....	6,800 00	
	Fees and expenses of witnesses, jurors and interpreters in criminal trials.....	4,000 00	
	Maintenance and transport of prisoners.....	10,000 00	
	Miscellaneous expenditure.....	6,000 00	
			83,833 34
	PENITENTIARIES.		
	Kingston.....	382,500 00	
	St. Vincent de Paul.....	305,000 00	
	Dorchester.....	205,800 00	
	Manitoba.....	152,000 00	
35	British Columbia.....	105,000 00	
	Alberta.....	5,000 00	
	Saskatchewan.....	215,500 00	
	General.....	800 00	
			1,371,600 00
	LEGISLATION.		
	SENATE.		
36	Salaries and contingent expenses.....	142,590 00	
	HOUSE OF COMMONS.		
	Salaries.....	238,855 00	
	Expenses of Committees, Extra Sessional Clerks, etc.....	77,600 00	
37	Contingencies.....	46,885 00	
	Publishing Debates.....	60,000 00	
	Estimates of the Sergeant-at-Arms.....	141,437 00	
	LIBRARY OF PARLIAMENT.		
	Salaries.....	41,980 00	
	Books for the General Library, including binding.....	18,000 00	
38	Books for the Library of American History.....	1,000 00	
	Contingencies.....	12,600 00	
	GENERAL.		
	Printing, printing paper and binding.....	125,000 00	
39	Printing, binding and distributing the annual statutes.....	16,000 00	
			921,847 00

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	AGRICULTURE.	\$ cts.	\$ cts.
40	Experimental Farms.....	1,245,639 50	
41	Entomology.....	26,000 00	
42	Administration and enforcement of the <i>Destructive Insect and Pest Act</i> .....	180,000 00	
43	Dairying.....	175,000 00	
44	Cold Storage Warehouses.....	26,000 00	
45	Fruit.....	145,000 00	
46	Health of Animals, administration of the <i>Animal Contagious Diseases and Meat and Canned Foods Acts</i> .....	1,410,000 00	
47	Publications.....	34,500 00	
48	International Institute of Agriculture.....	10,000 00	
49	Live Stock.....	1,000,000 00	
50	Seed and Feed Control.....	240,000 00	
51	Administration of the <i>Agricultural Instruction Act</i> .....	10,000 00	4,502,139 50
	IMMIGRATION AND COLONIZATION.		
	Salaries of Agents and Employees, Outside Service:—		
	Canada.....	425,000 00	
52	Great Britain and Europe.....	115,000 00	
	United States.....	80,000 00	
		620,000 00	
53	Contingencies in Canadian, British and Foreign Agencies and general immigration expenses.....	870,000 00	
54	Exhibitions.....	90,000 00	
55	Imperial Institute.....	3,190 00	
56	Chinese Immigration:—Salaries and Contingencies.....	32,000 00	
57	Relief of Distressed Canadians in Countries other than Canada.....	6,000 00	
58	St. John Immigration Buildings:—		
	Baggage Sheds.....	9,000 00	
	New Detention Quarters.....	6,000 00	1,636,190 00
	DEPARTMENT OF HEALTH.		
59	Adulteration of Food and the administration of the Acts respecting Food and Drugs, Honey and Maple Products, and Opium and Narcotic Drugs.....	80,000 00	
60	Proprietary or Patent Medicines.....	6,000 00	
61	Pollution of Boundary waters (Revote).....	5,000 00	
62	Marine Hospitals, including grants to Institutions assisting sailors.....	95,000 00	
63	Quarantine:—salaries and contingencies of organized districts: Public Health in other districts; Tracadie & D'Arcy Island Lazerettes; Public Works Health Act.....	275,940 00	
64	Immigration Medical Inspection.....	50,000 00	
65	Research:—Maintenance, replacements supplies and assistance for a research laboratory (Revote).....	10,000 00	
66	Venereal Diseases.....	200,000 00	721,940 00
	PENSIONS.		
67	Mrs. Wm. McDougall.....	1,200 00	
69	Pensions on account of the Fenian Raid, 1866-1870.....	1,000 00	
70	Pensions payable to Mounted Police, Prince Albert Volunteers and Police Scouts on account of the Rebellion of 1885.....	1,199 03	
71	Pensions payable to militiamen and on active service North West Rebellion, 1885.....	30,000 00	
	Pensions to families of members of the force who lost their lives while on duty—		
72	Margaret Johnson Brooke.....	821 25	
74	Mrs. Elizabeth Willmetts.....	54 75	
75	Mrs. Elizabeth Fitzgerald.....	525 00	
76	Mrs. Mary Emma Bossage.....	456 25	
77	Mrs. J. A. Richards.....	756 00	
78	Pension to J. B. Allan.....	450 00	



## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	<b>PENSIONS—Concluded.</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
79	Pension to Mary E. Fuller.....	600 00	
80	Pension to Madame Fabre.....	1,000 00	
81	Pension to Mrs. Mary L. Campbell.....	500 00	
82	Pension to the sisters of the late Col. Harry Baker, M.P.....	700 00	
83	Pension to Miss Nellie Hopkinson.....	720 00	
84	Pension to Jas. Elliott.....	672 00	
85	Pensions—		
	European war and active militia.....	30,530,359 38	
86	Salaries and contingent expenses of the Board of Pension Commissioners for Canada.....	625,000 00	31,196,013 66
	<b>SUPERANNUATION.</b>		
87	To provide for retiring allowances to employees of the Department of Public Printing and Stationery.....		90,000 00
	<b>MILITIA AND DEFENCE.</b>		
88	Allowances, Active Militia.....	120,000 00	
89	Annual Drill.....	1,500,000 00	
90	Cadet Services.....	450,000 00	
91	Clothing and Necessaries.....	264,346 00	
92	Contingencies.....	40,000 00	
93	Customs Dues.....	40,000 00	
94	Departmental Library.....	2,000 00	
95	Dominion Arsenal, Lindsay.....	243,300 00	
96	Dominion Arsenal, Quebec.....	428,300 00	
97	Engineer Services.....	600,000 00	
98	Grants to Associations.....	125,000 00	
99	Maintenance.....	200,000 00	
100	Ordnance Arms, Lands.....	75,000 00	
101	Pay of Staff.....	265,000 00	
102	Permanent Force.....	6,255,000 00	
103	Printing and Stationery.....	85,000 00	
104	Royal Military College.....	350,000 00	
105	Salaries and Wages.....	225,000 00	
106	Schools of Instruction.....	150,000 00	
107	Topographic Survey.....	45,000 00	
108	Training Areas.....	30,000 00	
109	Transport and Freight.....	200,000 00	
110	Warlike Stores.....	197,054 00	11,890,000 00
	<b>RAILWAYS AND CANALS.</b>		
	(Chargeable to Capital)		
	<b>RAILWAYS.</b>		
	<i>Canadian Government Railways.</i>		
111	Construction and Betterments (to be expended under the direction of and upon such terms and conditions as the Governor in Council may from time to time provide).....	4,117,994 00	
112	To pay claims for right of way.....	35,000 00	
	<i>Miscellaneous Railway Equipment.</i>		
113	Amount required during the current fiscal year for railway equipment ordered in 1920 under Vote No. 115, and for improvements to existing equipment, and for the purchase of new work-equipment for the purposes and upon the same terms (save as herein varied) mentioned in Chapter 38 of the Statutes of 1918. The assistance herein provided may be by way of advances to the Canadian National Rolling Stock Company or to any Company comprised in the Canadian Northern Railway System, or the Grand Trunk Pacific Railway System, or by way of equipment or materials acquired by the Minister.....	1,903,133 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	RAILWAYS AND CANALS—Continued.	\$ cts.	\$ cts.
	(Chargeable to Capital)—Concluded.		
	RAILWAYS—Concluded.		
	Hudson Bay Railway.		
114	Port Nelson Terminals.....	100,000 00	
	CANALS.		
(	Welland Ship Canal—Construction.....	5,000,000 00	
115	Trent Canal—Construction and Betterments.....	339,000 00	
			11,495,127 00
	RAILWAYS AND CANALS.		
	(Chargeable to Income)		
	CANALS.		
116	Chambly: Improvements.....	26,000 00	
117	Carillon and Grenville: Improvements.....	25,000 00	
118	Lachine: Improvements.....	50,000 00	
119	Soulanges: Improvements.....	9,500 00	
120	Quebec Dredging Fleet: New tug.....	25,000 00	
121	St. Anne's Lock: Improvements.....	3,500 00	
122	St Ours Lock: Improvements.....	4,560 00	
123	Trent: Improvements.....	515,000 00	
124	Trent: To rebuild wharf at Lindsay.....	10,000 00	
125	Welland: Improvements.....	165,000 00	
	MISCELLANEOUS		
(	Arbitrations and Awards and Costs of Litigation.....	2,000 00	
	Board of Railway Commissioners for Canada: Maintenance and operation of.....	206,060 00	
	Board of Railway Commissioners for Canada: To pay expenses in connection with cases before the Board.....	5,000 00	
	Contribution to International Association of Railways Congress Commissioner of Highways: To provide for the organization and payment of staff of Commissioner of Highways, including A. W. Campbell, C.E., as Commissioner of Highways at \$5,000 per annum.....	97 33	
	Governor General's Cars: Attendance, repairs and alterations..	53,000 00	
	Loan not exceeding \$50,000,000.00 repayable on demand with interest at the rate of six per cent per annum, payable half-yearly, to be used (where amounts available from net operating earnings may be insufficient) to meet expenditures made or indebtedness incurred at any time by or on behalf of the Canadian Northern Railway Company, the Canadian National Railway Company, or any Company comprised in the Canadian Northern Railway System, or any of them, on any of the following accounts:—(a) operating deficits (b) acquisition of property, materials and supplies, (c) interest on notes, securities or obligations, (d) the principal and interest of maturing or matured loans, secured or unsecured, and (e) construction and betterments; such loan to be secured by mortgage or mortgages upon the undertaking of the Canadian Northern Railway Company or the Canadian National Railway Company on such terms and conditions as the Governor in Council may approve. The loan or assistance herein authorized may be made in cash or by way of guarantee, or partly in cash and partly by guarantee, in the discretion of the Governor in Council. Any guarantee from time to time given under the authority herein may be of the principal and interest of the notes, obligations or securities of the Canadian Northern Railway Company or the Canadian National Railway Company, and may be signed by the Minister of Finance, on behalf of His Majesty, in such form and on such terms and conditions as the Governor in Council may approve.....	10,000 00	
126		50,000,000 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	RAILWAYS AND CANALS—Continued.	\$ cts.	\$ cts.
	(Chargeable to Income)—Continued.		
	MISCELLANEOUS—Continued.		
	Loan not exceeding \$89,687,633.39 repayable on demand with interest at the rate of six per cent per annum, payable half-yearly, to be used (where amounts available from net operating earnings may be insufficient) to meet expenditures made or indebtedness incurred at any time by or on behalf of the Canadian National Railway Company, the Grand Trunk Railway Company of Canada or any company comprised in the Canadian National Railway System or the Grand Trunk Railway System or any of them, (excluding herefrom, however, expenditures or indebtedness incurred by or on behalf of the Grand Trunk Pacific Railway Company except as specifically provided in item (f) hereof) on any of the following accounts:—(a) operating deficits, (b) acquisition of property, materials and supplies, (c) interest on notes, securities or obligations, (d) the principal and interest of maturing or matured loans, secured or unsecured, (e) construction and betterments, (f) guarantees by the said Grand Trunk Railway Company of securities of the Grand Trunk Pacific Railway Company, such loan to be secured by mortgage or mortgages upon the undertaking of the Canadian National Railway Company or the Grand Trunk Railway Company of Canada on such terms and conditions as the Governor in Council may approve. The loan or assistance herein authorized may be made in cash or by way of guarantee, or partly in cash and partly by guarantee, in the discretion of the Governor in Council. Any guarantee from time to time given under the authority herein may be of the principal and interest of the notes, obligations or securities of the Canadian National Railway Company or the Grand Trunk Railway Company of Canada, and may be signed by the Minister of Finance, on behalf of His Majesty, in such form and on such terms and conditions as the Governor in Council may approve.	89,687,633 39	
126	Loan not exceeding \$26,000,000, repayable on demand with interest at the rate of six per cent per annum, payable half-yearly, to be used (where amounts available from net operating earnings may be insufficient) to meet expenditures made or indebtedness incurred at any time by or on behalf of the Canadian National Railway Company or the Grand Trunk Pacific Railway Company or any company comprised in the Canadian National Railway System or in the Grand Trunk Pacific Railway System or any of them, (excluding herefrom, however, guarantees by the Grand Trunk Railway Company which are provided for in item (f) of the next preceding item), on any of the following accounts:—(a) operating deficits, (b) acquisition of property, materials and supplies, (c) interest on notes, securities or obligations, (d) the principal and interest of maturing or matured loans, secured or unsecured, (e) construction and betterments; such loan to be secured by mortgage or mortgages upon the undertakings of the Canadian National Railway Company or of the Grand Trunk Pacific Railway Company on such terms and conditions as the Governor in Council may approve. The loan or assistance herein authorized may be made in cash or by way of guarantee, or partly in cash and partly by guarantee, in the discretion of the Governor in Council. Any guarantee from time to time given under the authority herein may be of the principal and interest of the notes, obligations or securities of the Canadian National Railway Company or the Grand Trunk Pacific Railway Company, and may be signed by the Minister of Finance, on behalf of His Majesty, in such form and on such terms and conditions as the Governor in Council may approve.....	26,000,000 00	



## SCHEDULE A—Continued.

No. of Vote.	SERVICE	Amount.	Total.
	RAILWAYS AND CANALS— <i>Concluded.</i>	\$ cts.	\$ cts.
	(Chargeable to Income)— <i>Concluded.</i>		
	MISCELLANEOUS— <i>Concluded.</i>		
	Miscellaneous works not provided for.....	2,000 00	
	Printing and Stationery: Outside service.....	7,000 00	
	Surveys and Inspections: Canals, including salaries and expenses of experts employed temporarily.....	70,000 00	
126	Surveys and Inspections and General Expenditures: Railways, including salaries and expenses of experts employed tempor- arily.....	75,000 00	
	To provide for payment of expenses in connection with the acquisition of the Grand Trunk and associated Railway Systems and the arbitration proceedings in connection therewith.....	1,000,000 00	
			167,951,290 72
	PUBLIC WORKS.		
	(Chargeable to Capital).		
	PUBLIC BUILDINGS.		
127	Ottawa Parliament Building—Restoration. The plans for the said building and the method to be adopted for securing the reconstruction thereof to be subject to the approval of the Joint Committee appointed by the Prime Minister and the Leader of the Opposition.....	1,000,000 00	
	HARBOURS AND RIVERS.		
	Esquimalt, B.C.—New dry dock.....	1,300,000 00	
	Port Arthur and Fort William—Improvements.....	170,000 00	
	Quebec Harbour—Champlain Dock to complete.....	136,000 90	
128	St. John Harbour—Improvements.....	1,250,000 00	
	Toronto Harbour—Improvements.....	1,000,000 00	
	Toronto Island—Breakwater protection.....	175,000 00	
			5,031,000 00
	PUBLIC WORKS		
	(Chargeable to Income).		
	PUBLIC BUILDINGS.		
	Nova Scotia.		
	Amherst—Drill hall, grading, paving, etc.....	25,000 00	
	Annapolis—To repair and rehabilitate public building damaged by fire, the walls and foundation being intact and in good order.....	17,000 00	
129	Halifax—Dominion buildings: Improvements, repairs, etc....	7,000 00	
	Halifax—Quarantine Station: New buildings.....	150,000 00	
	Yarmouth—Public Building: Restoration and alteration after damage by fire, and reconstruction of addition.....	8,000 00	
	New Brunswick.		
	Moncton—Accommodation for examining warehouse.....	1,000 00	
	St. John—Dominion buildings: Improvements, etc.....	7,000 00	
	St. John—Customs House: Improvements.....	1,500 00	
130	St. John—Quarantine Station, Partridge Island: New buildings, repairs and improvements.....	75,000 00	
	St. Stephen—Public Building: Improvements to heating.....	2,000 00	
	Maritime Provinces Generally.		
131	Dominion Public Buildings: Improvements, repairs, etc.....	25,000 00	
	Quebec.		
	Dominion Public Buildings: Improvements, repairs, etc.....	25,000 00	
132	Granby—Public Building: Alterations and improvements....	9,000 00	
	Grosse Isle Quarantine Station: New buildings and repairs....	200,000 00	
	Montreal—Dominion buildings: Improvements and repairs, etc.	30,000 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	PUBLIC WORKS—Continued.	\$ cts.	\$ cts.
	(Chargeable to Income)—Continued.		
	PUBLIC BUILDINGS—Continued.		
	Quebec—Concluded.		
132	Montreal Examining Warehouse: Improvements.....	3,000 00	
	Montreal—General Post Office: Improvements.....	30,000 00	
	Montreal—Ordnance Stores Building.....	20,000 00	
	Ontario.		
	Alexandria—To reconstruct public building destroyed by fire...	32,000 00	
	Dominion Public Buildings: Improvements, repairs, etc.....	35,000 00	
	Hamilton Post Office: Improvements.....	8,000 00	
	Hamilton Postal Station "B".....	5,000 00	
	Kingston, R.M.C.: Covered drill hall; grading, etc.....	7,500 00	
	Kingston, R.M.C.: Enlargement of Educational block.....	55,000 00	
	Lindsay—Post Office fittings.....	3,500 00	
	Ottawa—Office accommodation for Chief Electoral Officer....	15,000 00	
	Ottawa—Printing Bureau: Passenger elevator and additions and improvements to buildings.....	10,000 00	
	Ottawa Departmental Buildings: Fittings, etc.....	100,000 00	
	Ottawa—Post Office improvements.....	7,000 00	
133	Ottawa—Royal Mint—Improvements.....	7,000 00	
	Ottawa—Partial reconstruction of ore dressing plant destroyed by fire.....	2,500 00	
	Ottawa—Repairs to Wellington St. pavement.....	40,000 00	
	Pembroke—Public Building—Tower and clock.....	3,200 00	
	Sault Ste. Marie—Public Building—Repairs and improvements.	2,500 00	
	St. Thomas—Public building—Improvements.....	1,000 00	
	Toronto—Postal Station "A"—Tractors.....	10,000 00	
	Toronto—Dominion buildings—Improvements, repairs, etc....	25,000 00	
	Walkerton—Public building—Electric wiring.....	2,000 00	
	Walkerville—Public buildings—Alterations.....	1,000 00	
	Manitoba.		
	Dominion Public Buildings—Improvements, repairs, etc.....	17,000 00	
134	Portage la Prairie—Enlargement and Improvement of public building.....	11,000 00	
	Winnipeg—Dominion buildings—Improvements, repairs, etc....	20,000 00	
	Winnipeg—Immigration buildings—Improvements.....	3,000 00	
	Saskatchewan.		
	Dominion Public Buildings—Improvements, repairs, etc.....	17,000 00	
135	Regina—Public building—Improvements.....	3,000 00	
	Alberta.		
	Calgary—Dominion buildings—Improvements, repairs, etc....	4,000 00	
	Calgary—Immigration building—Alterations.....	12,000 00	
	Coutts—Immigration building—Improvements.....	3,500 00	
	Dominion Public Buildings—Improvements, repairs, etc.....	15,000 00	
136	Edmonton—Public building—Alterations for post office accom- modation.....	4,500 00	
	Red Deer—Alterations to Old Court House Building for post office accommodation.....	7,900 00	
	British Columbia.		
	Bamfield—Public building.....	12,000 00	
	Dominion Public Buildings—Improvements, repairs, etc.....	14,000 00	
	Nanaimo—Public building—Fittings.....	2,500 00	
137	Vancouver—Dominion buildings—Improvements, repairs, etc.	10,000 00	
	Victoria—Post Office—Improvements.....	6,500 00	
	Victoria—Old Post Office—Taxes due city for 1920.....	1,492 08	
	Williams Head Quarantine Station—Repairs and improvements to existing buildings, fittings, etc.....	13,000 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	PUBLIC WORKS—Continued.	\$ cts.	\$ cts.
	(Chargeable to Income)—Continued.		
	PUBLIC BUILDINGS—Concluded.		
	Generally.		
138	Barracks for Permanent Force.....	100,000 00	
	Dominion Public Buildings—Generally.....	30,000 00	
	Experimental Farms—New buildings and improvements— Renewals and repairs, etc., in connection with existing buildings, fittings, etc.....	100,000 00	
	Flags for Dominion public buildings.....	5,000 00	
	Rents, Repairs, Furniture, Heating, etc.		
	Ottawa Public Buildings: Dominion Observatory and Geodetic Survey building—Maintenance of grounds, etc.....	5,000 00	
	Ottawa—Public buildings—Water.....	35,000 00	
	Elevator attendants.....	70,000 00	
	Lighting, including roads and bridges.....	90,000 00	
	Heating, including salaries of engineers, firemen and watchmen. Departments generally—Care and cleaning departmental buildings including \$100 to E. Snowden for firing noon gun..	540,000 00	
	Repairs, furniture, grounds, snow and street maintenance.....	385,000 00	
	Rideau Hall (including grounds)—Improvements, furniture, maintenance, etc.....	700,000 00	
	Rideau Hall—Allowance for fuel and light.....	60,000 00	
	Telephone service.....	17,000 00	
	Dominion Public Buildings—Dominion Immigration Buildings —Repairs, furniture, etc.....	90,000 00	
139	Dominion Quarantine Stations—Maintenance.....	45,000 00	
	Fittings and general supplies and furniture.....	5,000 00	
	Heating.....	125,000 00	
	Lighting.....	450,000 00	
	Power for running elevators, stamp cancelling machines, etc..	180,000 00	
	Rents.....	75,000 00	
	Salaries of caretakers, engineers, firemen, etc.....	1,130,000 00	
	Supplies for caretakers, etc.....	795,000 00	
	Water.....	35,000 00	
	Yukon Public Buildings—Rents, repairs, fuel, light, water service and caretaker's salaries.....	60,000 00	
	Victoria, B.C.—Astrophysical Observatory (Little Saanich Mountain)—Maintenance, repairs, etc.....	40,000 00	
	3,500 00		
	HARBOURS AND RIVERS.		
	Nova Scotia		
	Bailey's Brook—Extension to pier.....	6,000 00	
	Bass River—Wharf.....	20,000 00	
	Digby—Repairs to pier.....	5,000 00	
	East Sheet Harbour—Repairs to wharf.....	1,200 00	
	Harbours and Rivers Generally—Repairs and improvements..	60,000 00	
	Lower West Pubnico—Repairs to breakwater.....	1,000 00	
	Maitland—Completion of extension of ferry wharf.....	1,000 00	
	Newport Landing—Repairs to wharf.....	1,600 00	
	Noel—Repairs to wharf.....	2,900 00	
	Nyanza—Repairs to wharf.....	1,200 00	
	Parrsboro—Repairs to wharf.....	1,050 00	
	Parker's Cove—Repairs to breakwater.....	1,200 00	
140	Port Hood—Wharf repairs and extensions.....	7,000 00	
	Scotch Cove—(White Point)—Breakwater extension.....	9,800 00	
	Seaforth—Rebuilding part of breakwater.....	7,100 00	
	Soldier's Cove—Wharf.....	2,500 00	
	Summersville—Repairs to breakwater wharf.....	7,000 00	
	Sydney—Wharf.....	100,000 00	
	Three Fathom Harbour—Repairs to breakwater.....	9,000 00	
	Watt Settlement—Repairs to wharf.....	2,000 00	



## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	<b>PUBLIC WORKS—Continued</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
	(Chargeable to Income)—Continued		
	<b>HARBOURS AND RIVERS—Continued</b>		
	<i>Nova Scotia—Concluded.</i>		
	West Arichat—Repairs to breakwater.....	3,000 00	
	West Chezzetcook—Repairs to breakwater.....	15,000 00	
	Western Head—Repairs to breakwater.....	1,500 00	
	Whycocomagh—Repairs to wharf.....	4,000 00	
	Yarmouth Bar—Repairs and improvements.—.....	4,000 00	
	<i>Prince Edward Island.</i>		
141	Annandale—Repairs to wharf.....	1,400 00	
	Belfast—Repairs to wharf.....	2,100 00	
	Haggerty's Wharf—Repairs.....	1,150 00	
	Harbours and Rivers Generally—Repairs and improvements.....	14,000 00	
	Naufrage Harbour—Repairs to breakwaters.....	1,000 00	
	North Lake—Boat harbour.....	17,000 00	
	Port Selkirk—Repairs to wharf.....	1,100 00	
	Pownal—Repairs to wharf.....	1,500 00	
	Vernon River South—Repairs to wharf.....	2,250 00	
	Victoria—Repairs to pier.....	1,900 00	
	<i>New Brunswick.</i>		
142	Cape Bald—Repairs to breakwater pier.....	6,500 00	
	Harbours and Rivers Generally—Repairs and improvements.....	40,000 00	
	Lord's Cove—Wharf.....	14,000 00	
	North Head, Grand Manan Island—Repairs to breakwater— Wharf.....	1,600 00	
	Quaco (St. Martin's)—Reconstruction of breakwaters.....	29,800 00	
	Richibucto Cape—Completion of pier and breakwater.....	1,000 00	
	St. Andrews—Repairs to wharf.....	7,500 00	
	Wilson's Beach—Repairs to breakwater—Wharf.....	1,700 00	
	<i>Quebec.</i>		
143	Anse aux Gascons—Wharf.....	49,000 00	
	Aylmer—Repairs to wharf.....	1,800 00	
	Contrecoeur—Repairs to wharf approach.....	5,400 00	
	Cross Point—Repairs to wharf.....	3,800 00	
	Deschambault—Repairs to wharf.....	1,095 00	
	Gaspé—Wharf repairs and reconstruction.....	34,000 00	
	Grande Mechins—Repairs to wharf.....	1,350 00	
	Grosse Isle Quarantine Station—Extension of and repairs to wharfs.....	50,000 00	
	Harbours and Rivers Generally—Repairs and improvements.....	75,000 00	
	Ile Perrot—Wharf repairs and improvements.....	1,100 00	
	New Richmond—Repairs to wharf.....	2,500 00	
	North Temiskaming—Wharf.....	8,800 00	
	Notre Dame des Sept Douleurs (Isle Verte)—Completion of Western wharf.....	5,800 00	
	Pointe aux Trembles—Repairs to wharf.....	2,800 00	
	Pointe Shea—Amherst—Repairs to pier.....	6,500 00	
	Rimouski—Harbour improvements.....	17,900 00	
	Riviere du Loup (en bas)—Repairs to wharf.....	4,100 00	
	Riviere du Lievre—Lock and Dam—Reconstruction of pro- tection walls.....	14,400 00	
	Ste. Famille—Wharf repairs and reconstruction.....	4,000 00	
	St. Francois Sud—Repairs to wharf.....	9,000 00	
	St. Jerome—Repairs to wharf.....	1,000 00	
	St. Mathias—Wharf repairs and improvements.....	1,700 00	
	Tadoussac (Anse à l'Eau)—Repairs to wharf.....	1,125 00	
	Thurso—Repairs to wharf.....	1,650 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	PUBLIC WORKS—Continued.	\$ cts.	\$ cts.
	(Chargeable to Income)—Continued.		
	HARBOURS AND RIVERS—Continued.		
	Ontario.		
	Bayfield—Repairs to pier.....	4,600 00	
	Collingwood—Breakwater reconstruction.....	25,000 00	
	Depot Harbour—Repairs and renewals to wharfs.....	15,000 00	
	Dyer's Bay—Repairs to wharf.....	1,400 00	
	French River Dams—Repairs and maintenance.....	3,500 00	
	Goderich—Repairs to Docks.....	6,600 00	
	Harbours and Rivers Generally—Repairs and improvements..	65,000 00	
	Kenora—Repairs to wharf.....	1,000 00	
	Kingston—Maintenance and operation of combined wharfs and bridges.....	17,900 00	
	Kingsville—Repairs and renewals to piers.....	11,000 00	
144	Lieamington.. Repairs to pier.....	8,500 00	
	Little Current—Rebuilding wharf.....	31,000 00	
	McLaren's Landing—Wharf.....	6,600 00	
	Midland—Repairs to wharf.....	2,000 00	
	Owen Sound—Wharf reconstruction.....	70,000 00	
	Pelee Island—Repairs to piers.....	4,400 00	
	Port Colborne—Repairs to breakwaters.....	55,000 00	
	Port Dover—Repairs to piers.....	11,000 00	
	Providence Bay—Repairs to wharf.....	4,400 00	
	Rondeau—Harbour repairs and improvements.....	10,000 00	
	Sheshaun—Wharf reconstruction.....	4,700 00	
	Thessalon—To complete reconstruction of wharf.....	12,250 00	
	Manitoba.		
145	Harbours and Rivers Generally—Repairs and improvements..	15,000 00	
	Selkirk—Repairs to wharf.....	15,000 00	
	The Pas—Wharf.....	7,000 00	
	Saskatchewan and Alberta.		
146	Harbours and Rivers Generally—Repairs and improvements..	20,000 00	
	British Columbia.		
	Alice Arm—Wharf—Conditional on Provincial Government building road.....	18,500 00	
	Albion—Repairs to wharf.....	1,150 00	
	Boswell—Floating wharf.....	8,500 00	
	Carroll's Landing—Wharf.....	11,000 00	
	Fraser River (lower)—Operation of snag boat.....	30,000 00	
	Graham—Wharf.....	7,700 00	
	Harbours and Rivers Generally—Repairs and improvements...	95,000 00	
	Hope Bay—North Pender Island—Repairs to wharf.....	3,600 00	
	Ioco—Wharf.....	9,200 00	
	Kincolith—Wharf renewal.....	11,000 00	
	Kuskanook—Wharf.....	5,800 00	
147	Ladysmith—Wharf.....	12,000 00	
	Manson's Landing—Wharf.....	6,500 00	
	Mission—Repairs to wharf.....	1,000 00	
	Nanaimo—Repairs to wharf.....	2,150 00	
	North Gabriola Island—Repairs to wharf.....	1,750 00	
	Princess Creek—Floating wharf.....	2,300 00	
	Proctor—Floating Wharf.....	1,700 00	
	Sandspit Point—Reconstruction of wharf.....	11,500 00	
	Skidegate—Repairs to wharf.....	1,700 00	
	South Gabriola Island—Wharf.....	3,500 00	
	South Pender Island—Repairs to wharf.....	2,300 00	
	Stikine River—Removal of obstructions.....	5,000 00	
	Thetis Island—Reconstruction of Wharf.....	1,600 00	
	Tofino—Repairs to wharf.....	4,600 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE	Amount.	Total.
	<b>PUBLIC WORKS—Continued.</b>	<b>\$</b>	<b>cts.</b>
	(Chargeable to Income)—Continued.		
	<b>HARBOURS AND RIVERS—Concluded.</b>		
	<i>Generally.</i>		
148	Harbours and Rivers Generally.....	30,000	00
	<b>DREDGING.</b>		
149	Dredging—Maritime Provinces.....	500,000	00
	Dredging—Ontario and Quebec.....	450,000	00
	Dredging—Manitoba, Saskatchewan and Alberta.....	90,000	00
	Dredging—British Columbia.....	400,000	00
	<b>ROADS AND BRIDGES.</b>		
	Banff—Bridges.....	168,000	00
	Burlington Channel—New bridge.....	240,000	00
	Dominion Roads and Bridges Generally.....	5,000	00
	Edmonton—Repairs to bridge.....	12,000	00
	International bridge across St. John River at Edmundston, N.B., State of Maine, U.S.A., to contribute like amount...	162,000	00
150	Ottawa—Maintenance and repairs of bridges and approaches...	7,000	00
	Ottawa-Hull—New bridge to replace present Union Bridge over Ottawa River below Chaudiere.....	7,000	00
	Shellmouth—Repainting bridge.....	1,050	00
	International Bridge across St. John River at St. Leonard's, N.B.—Repairs—State of Maine, U.S.A., to contribute like amount.....	2,800	00
	<b>TELEGRAPH AND TELEPHONE LINES.</b>		
	<i>Nova Scotia.</i>		
151	Cape Breton Telegraph System—Reconstruction of telephone line between Harvard lake and N.E. Margaree.....	1,000	00
	Pictou Island—Telephone cable.....	14,300	00
	<i>Quebec.</i>		
152	Grosse Isle Quarantine—Telephone line—Renewal of poles, etc.	400	00
	<i>Saskatchewan and Alberta.</i>		
153	Peace River line—Office and dwelling at Grande Prairie.....	5,000	00
	<i>British Columbia.</i>		
	<b>MISCELLANEOUS.</b>		
	Architectural Branch—Salaries of architects, clerks of works, inspectors, draughtsmen, clerks and messengers of Outside Service.....	75,000	00
	Accounts Branch—Salaries of agents and clerks, travelling and contingent expenses of Outside Service.....	25,000	00
	Engineering Branch—Salaries of engineers, inspectors, super- intendents, draughtsmen, clerks and messengers of the Outside Service.....	542,000	00
154	For operation and maintenance of inspection boats.....	17,500	00
	Maintenance and operation of water storage dams on Ottawa River and tributaries, surveys in connection therewith and settlement of land damages.....	125,000	00
	Monument of His Late Majesty King Edward VII.....	5,000	00
	Monument to the memory of the late Hon. Thos. D'Arcy Mc- Gee.....	2,000	00
	Monument to Sir Wilfrid Laurier.....	25,000	00



## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	PUBLIC WORKS— <i>Concluded.</i>	\$ cts.	\$ cts.
	(Chargeable to Income)— <i>Concluded.</i>		
	MISCELLANEOUS— <i>Concluded.</i>		
154	National Gallery of Canada.....	40,000 00	
	River gauging and metering.....	23,450 00	
	Surveys and inspections.....	125,000 00	
	To cover balance of expenditure for works already authorized for which the appropriation may be insufficient, provided the amount for any one work does not exceed \$200.....	5,000 00	10,871,362 08
	MAIL SUBSIDIES AND STEAMSHIP SUBVEN- TIONS.		
	ATLANTIC OCEAN.		
155	Canada and Newfoundland, steam services or services between	35,000 00	
156	Canada and the West Indies or South America, or both, steam service or services between.....	340,666 66	
157	Canada and South Africa, steam service between.....	146,000 00	
	PACIFIC OCEAN.		
158	Canada and Australia or New Zealand, or both, on the Pacific Ocean, steam service between.....	130,509 00	
159	Prince Rupert, B.C., and Queen Charlotte Islands, steam service between.....	21,000 00	
160	Victoria and San Francisco, steam service between.....	3,000 00	
161	Victoria, Vancouver, way ports, and Skagway, steam service between.....	25,000 00	
162	Victoria and West Coast Vancouver Island, steam service between.....	15,000 00	
163	Vancouver and northern ports of British Columbia, steam service between.....	24,800 00	
164	Vancouver and ports on Howe Sound, steam service between..	5,000 00	
	LOCAL SERVICES.		
165	Baddeck and Iona, steam service between.....	8,825 00	
166	Charlottetown, Pictou and New Glasgow, steam service between.....	2,000 00	
167	Charlottetown, Victoria and Holliday's Wharf, steam service between.....	2,500 00	
168	Grand Manan and the Mainland, steam service between.....	15,000 00	
169	Halifax, Canso and Guysboro, steam service between.....	7,000 00	
170	Halifax, LaHave and LaHave River ports, steam service between.....	4,000 00	
171	Halifax and Newfoundland, <i>via</i> Cape Breton ports, steam service between.....	5,000 00	
172	Halifax and Spry Bay and ports in Cape Breton, steam service between.....	6,000 00	
173	Halifax, South Cape Breton and Bras d'Or Lake ports, steam service between.....	6,000 00	
174	Halifax and West Coast Cape Breton, calling at way ports, steam service between.....	4,000 00	
175	Mulgrave and Canso, steam service between.....	13,500 00	
176	Mulgrave and Guysboro, calling at intermediate ports, steam service between.....	7,500 00	
177	Newcastle, Neguac and Escuminac, calling at intermediate points on the Miramichi River and Miramichi Bay, steam service between.....	4,000 00	
178	Pelee Island and the mainland, steam service between.....	8,000 00	
179	Mulgrave, Arichat and Petit de Grat, steam service between..	9,000 00	
180	Pictou, Montague, Murray Harbour, and Georgetown, steam service between.....	6,000 00	
181	Pictou, Mulgrave and Cheticamp, steam service between.....	7,500 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	MAIL SUBSIDIES AND STEAMSHIP SUBVENTIONS— <i>Concluded.</i>	\$ cts.	\$ cts.
	LOCAL SERVICES— <i>Concluded.</i>		
182	Pictou, New Glasgow, and Antigonish County Ports, schooner service between.....	1,500 00	
183	Port Mulgrave, St. Peter's, Irish Cove and Marble Mountain, and other ports on the Bras d'Or Lakes, steam service between.....	6,500 00	
184	Pictou, Souris, and the Magdalen Islands, steam service between.....	20,000 00	
185	Quebec, Natashquan and Harrington, and other ports on the North shore of the Gulf of St. Lawrence, steam service between.....	50,000 00	
186	Quebec, Montreal, and Paspébiac, and ports on the South shore of the Gulf of St. Lawrence, steam service between.....	30,000 00	
187	St. John and St. Andrews, N.B., calling at intermediate ports, steam service between.....	4,000 00	
188	St. John and Bridgetown, steam service between.....	2,000 00	
189	St. John and Digby, steam service between.....	10,000 00	
190	St. John, Digby, Annapolis and Granville, along the West coast of Annapolis Basin, steam service between.....	2,000 00	
191	St. John and ports on the Bay of Fundy and Minas Basin, steam service between.....	5,000 00	
192	St. John, Westport and Yarmouth and other way ports, steam service between.....	10,000 00	
193	Sydney and Bay St. Lawrence, calling at way ports, steam service between.....	9,000 00	
194	Sydney and Whycocomagh, steam service between.....	4,000 00	
195	Sydney and Bras d'Or Lake ports and ports on the East and West coasts of Cape Breton, steam service between.....	14,000 00	
196	Supervision of subsidized steamship services, expenses in connec- tion with.....	4,000 00	1,033,800 66
	THE NAVAL SERVICE.		
197	Naval Service—To provide for the maintenance of the Royal Canadian Navy.....	2,500,000 00	
198	Hydrographic Survey and to provide for the maintenance and repairs of Hydrographic steamers.....	315,000 00	
199	Fisheries Protection Service and to provide for the repairs and maintenance of the Fishery protection steamers.....	370,000 00	
200	Radiotelegraph Service and to provide for the building and maintenance of wireless stations and the general adminis- tration of Radiotelegraphy throughout the Dominion.....	456,480 00	
201	Tidal and Current Survey.....	30,000 00	
202	Patrol of the Northern waters of Canada.....	15,000 00	
203	Customs dues.....	500 00	
204	Pay of Temporary Officers and Clerks at Headquarters, Halifax and Esquimalt Dockyards.....	40,000 00	3,726,980 00
	OCEAN AND RIVER SERVICE.		
205	Maintenance and repairs to Dominion Steamers and Icebreakers.....	1,750,000 00	
206	Examination of masters and mates.....	20,000 00	
207	Investigation into wrecks.....	12,300 00	
208	Expenses of Schools of Navigation.....	8,000 00	
209	To provide for the temporary relief of distressed seamen and to cover the expenses of shipping forms.....	3,000 00	
210	Registration of Shipping.....	6,000 00	
211	Removal of obstructions in navigable waters.....	18,000 00	
212	Inspection of live stock shipments.....	3,000 00	
213	To continue subsidies for wrecking plants—Quebec and British Columbia.....	35,000 00	
214	Unforeseen expenses.....	5,000 00	
215	Life Saving Service including rewards for saving life.....	90,000 00	1,950,300 00

## SCHEDULE A—Continued.

No. of Vote.	SERVICE	Amount.	Total.
	<b>PUBLIC WORKS.</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
	<i>(Chargeable to Capital.)</i>		
	<b>MARINE DEPARTMENT.</b>		
216	River St. Lawrence Ship Channel—Maintenance and operating dredging fleet.....	528,000 00	
217	For the maintenance and improvements of the Sorel Shipyard, shops and offices as well as operating expenses.....	75,000 00	
218	Government Shipbuilding Programme—Amount required for the construction of vessels in accordance with Government programme.....	8,330,000 00	
219	To provide an icebreaker to be used in St. Lawrence river, including maintenance of same (revote).....	2,000,000 00	10,933,000 00
	<b>LIGHTHOUSE AND COAST SERVICE.</b>		
220	Agencies, Rents and Contingencies.....	215,000 00	
221	Salaries and allowances to lightkeepers.....	650,000 00	
222	Maintenance and repairs to lighthouses.....	800,000 00	
223	Construction of lights and aids to navigation, including regulation of traffic in the Detroit river and such other places as may be found necessary.....	400,000 00	
224	Signal Service.....	75,000 00	
225	Administration of Pilotage.....	250,000 00	
226	Maintenance and repairs to wharves.....	10,000 00	
227	To provide for breaking ice in Thunder Bay, Lake Superior and other points deemed advisable for the good of navigation.....	40,000 00	
228	Amount required to pay pensions to pilots—Louis R. Demers, Joseph Lapointe, Paul Gobeil, Barthelemi Lachance, Alphonse Asselin, Elzear Desrosiers, Hubert Raymond, Arbel Bernier, Adelme Pouliot, Edmond Larochelle, L. E. Morin, A. T. Simard, Joseph Plante, Victor Vezina, J. G. Dupil, Raymond Baquet, Alfred Larochelle, Theophile Corriveau, Alphonse Pouliot, Emilio Couillard, Treffe Delisle, David Dumas, Alfred Gaudreau, F. X. Demeules, Adjutor Baillargeon, Joseph Pouliot, Arthur Baillargeon, John A. Irvine, Camille Bernier, Jos. E. Lachance.....	9,000 00	
229	To provide for telephones at different points throughout the Dominion in connection with aids to navigation.....	500 00	
230	Allowance to Harbour Master at Amherstburg for supervision of lights and buoys on the St. Clair river and Lake Erie; and other services in connection with the lighthouse service for the season of navigation 1921.....	600 00	
231	Amount required for two motor patrol vessels for buoy and lighthouse service in British Columbia.....	15,000 00	2,465,100 00
	<b>SCIENTIFIC INSTITUTIONS.</b>		
	<b>DEPARTMENT OF THE INTERIOR.</b>		
	<i>Scientific Institutions.</i>		
232	Expenses connected with the Dominion Observatory at Ottawa.....	55,715 00	
	Expenses connected with the Dominion Observatory at Victoria, B.C.....	14,000 00	
	<i>Geodetic Survey of Canada.</i>		
233	Investigations, reconnaissance, triangulations, precise levelling, topographical work and geodetic astronomy, etc.....	325,000 00	
	<i>International Boundaries.</i>		
234	Expenses connected with the survey and demarcation of International Boundaries, including \$1,000 to J. J. McArthur, as International Boundary Commissioner.....	37,820 00	



SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	SCIENTIFIC INSTITUTIONS— <i>Concluded.</i>	\$ cts.	\$ cts.
	DEPARTMENT OF MARINE.		
235	Meteorological Service, including Magnetic Observatory, grants of \$500 each to Kingston and Montreal Observatories; also allowance of \$400 to L. F. Gorman, Observer at Ottawa.....	252,000 00	684,535 00
	STEAMBOAT INSPECTION.		
236	Steamboat Inspection.....		108,810 00
	FISHERIES.		
237	Salaries and Disbursements of Fishery Officers and Guardians, Fisheries Patrol Service, and Oyster Culture.....	754,000 00	
238	Building Fishways and Clearing rivers.....	40,000 00	
239	Legal and incidental expenses.....	4,000 00	
240	To assist in the conservation and development of deep sea fisheries and of the demand for fish.....	25,000 00	
241	To provide for the maintenance of a Fisheries Intelligence Bureau.....	5,000 00	
242	To provide for the inspection of pickled and canned fish.....	15,000 00	
243	Salaries, construction and maintenance of fish breeding establishments.....	365,000 00	
244	To provide for scientific investigation into practical economic problems connected with the fisheries.....	15,000 00	
245	International Commission, Fraser River.....	10,000 00	
246	Marine Biological Board of Canada.....	42,000 00	1,275,000 00
	MINES AND GEOLOGICAL SURVEY.		
	Department.		
247	For organization and equipment of the Explosives Division, under the Explosives Act, Chap. 31, 4-5 George V.....	11,500 00	
	Mines Branch.		
	Investigation of ore and other economic deposits, road and structural materials; wages; expenses of fuel testing and ore dressing plants; collection of mining and metallurgical statistics, etc.....	132,100 00	
248	Publications, English and French editions of reports, purchase of books of reference, laboratory supplies, instruments, miscellaneous assistance, office contingencies.....	40,000 00	
	To meet the expenses of a branch ore dressing plant and laboratories in British Columbia—(Revote).....	100,000 00	
	Dominion of Canada Assay Office.		
249	Maintenance of Assay Office, Vancouver, B.C.....	26,000 00	
	Geological Survey.		
	For explorations, surveys and investigations, wages of explorers, draughtsmen and others.....	197,000 00	
	For publications of English and French editions of reports, maps, illustrations, etc.....	65,000 00	
250	For maintenance of office and museum, instruments, chemicals, books of reference, miscellaneous assistance and contingencies.....	50,000 00	
	For museum equipment.....	15,000 00	
	For purchase of specimens for the Victoria Memorial Museum.....	5,000 00	641,000 00

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	LABOUR.	\$ cts.	\$ cts.
251	<i>Conciliation and Labour Act</i> , including publication, printing, binding and distribution of Labour Gazette, and allowance to correspondents, and to provide for the payment of salary of Private Secretary to the Minister.....	50,000 00	
252	<i>Industrial Disputes Investigation Act</i> .....	35,000 00	
253	Fair Wages and Inspection Officers.....	10,000 00	
254	Administration <i>Employment Offices Coordination Act</i> .....	75,000 00	
255	To Supplement amount provided by Statute, 8-9, Geo. V, Chap. 21, <i>Employment Offices Co-ordination Act</i> .....	100,000 00	
256	Administration <i>Technical Education Act</i> .....	12,000 00	
257	International Labour Conference.....	15,000 00	
258	National Industrial Conference, and Commissions arising from 1919 Conference.....	40,000 00	
259	Joint Industrial Councils.....	15,000 00	352,000 00
	INDIANS.		
	RECAPITULATION.		
260	Ontario and Quebec.....	142,135 00	
261	Manitoba, Saskatchewan, Alberta and N.W.T.....	574,210 00	
262	Nova Scotia.....	50,140 00	
263	New Brunswick.....	23,784 00	
264	Prince Edward Island.....	3,935 00	
265	British Columbia.....	216,340 00	
266	Yukon.....	15,000 00	
267	General.....	192,000 00	
268	Indian Education.....	1,327,805 00	2,545,349 00
	ROYAL CANADIAN MOUNTED POLICE.		
	Pay of Force.....	1,718,574 00	
269	Subsistence, billeting and travelling expenses, forage, fuel and light, clothing, repairs and renewals, horses, ammunition, stationery, etc., hospital, etc., transport and freight, building repairs, contingencies and criminal investigation.....	1,803,996 75	
	To compensate members of the Royal Canadian Mounted Police for injuries received while in the performance of duty.....	5,000 00	3,527,570 75
	GOVERNMENT OF THE NORTHWEST TERRITORIES.		
270	Salaries and expenses in connection with the administration of the Territories, including the erection of buildings and investigation work, also \$600 to Geo. D. Pope, Accountant... Northwest Territories, explorations.....	125,000 00 70,000 00	195,000 00
	GOVERNMENT OF THE YUKON TERRITORY		
271	Salaries and expenses connected with the administration of the Territory.....	35,000 00	
	Grant to Local Council.....	45,000 00	
	Grant for maintenance of roads.....	20,000 00	
	Grant for road construction, Mayo District.....	20,000 00	120,000 00

SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	DOMINION LANDS AND PARKS.	\$ cts.	\$ cts.
	Salaries of the Dominion Lands Outside Service.....	515,000 00	
	Dominion Lands Contingencies, etc.....	250,000 00	
	Surveys of Dominion Lands, examination of survey returns, printing of plans, etc.....	600,000 00	
	Amount required to pay the fees of the Board of Examiners for D.L.S., of the Secretary and of the Sub-examiners and for stationery, printing, rent of rooms and furniture, etc. (The fees of Messrs. E. Deville, Otto Klotz and W. M. Tobey, members of the Board, and J. A. Cote, Secretary, are to be paid out of this sum).....	2,400 00	
	To assist in publishing the transactions of the Association of Dominion Lands Surveyors.....	125 00	
	Protection of Timber in Manitoba, Saskatchewan, Alberta, the N.W.T., and the Railway Belt in B.C., tree culture in Manitoba, Saskatchewan, Alberta, and inspection and management of Forest Reserves.....	1,000,000 00	
	Grant to Canadian Forestry Association.....	4,000 00	
272	For surveys and investigations of water and power resources and for administration of Water Powers, etc.....	367,000 00	
	Expenses of the Dominion Power Board in connection with in- vestigation of the fuel and power resources of the Dominion	15,000 00	
	For surveys and inspections in connection with the administra- tion of the <i>Irrigation Act</i> , etc., including \$400 for P. Mar- chand as Auditor of Disbursements made by Companies acquiring lands under the <i>Irrigation system</i> .....	284,000 00	
	Reclamation of Dominion Lands by Drainage (including revote of \$149,000).....	300,000 00	
	Grant to Western Canada Irrigation Association.....	1,000 00	
	Grant to Cypress Hills Water Users' Association.....	250 00	
	Canadian National Parks.....	800,000 00	
	Administration of the <i>North West Game Act</i> and the <i>Migratory Bird Act</i> .....	60,000 00	
	Engraving, lithographing, printing and preparation of maps, plans, and kindred publications of Dominion, including necessary materials for same, etc.....	105,700 00	
	Costs of litigation and legal expenses.....	10,000 00	
	Ordnance Lands—Salaries and expenses.....	1,595 00	
	Grant to Alpine Club of Canada.....	1,000 00	
	Seed Grain Advances—Amount required to meet uncollected portion of advances of Seed Grain made in the Western Provinces by the Chartered Banks to holders of unpatented Dominion lands under the guarantee of the Dominion Government, also including commissions, fees to Sec- retaries of Municipalities and officers of the Provincial Departments of Agriculture and clerical assistance, etc.....	500,000 00	
	Amount required to provide relief by way of necessary supplies of food, clothing, fuel, etc., also fodder for animals, to needy settlers of the Provinces of Alberta and Saskatchewan by co-operation and agreement with the Provincial Govern- ments or otherwise, and under regulations to be made by the Governor in Council (Re-vote of part of unexpended balance of 1919-20).....	325,000 00	5,142,070 00
	SOLDIERS' LAND SETTLEMENT.		
273	Salaries of Commissioners.....	17,000 00	
	Advances to soldiers settling upon the land and cost of adminis- tering the <i>Soldier Settlement Act</i> , including salaries.....	35,000,000 00	35,017,000 00
	SOLDIERS' CIVIL RE-ESTABLISHMENT.		
	Outside Service.		
274	Capital—New fixtures, machinery and general equipment.....	200,000 00	
275	Care of patients and operation of limb factories.....	5,250,000 00	



## SCHEDULE A—Continued.

No. of Vote.	SERVICE	Amount.	Total
	<b>SOLDIERS' CIVIL RE-ESTABLISHMENT—Concluded.</b>	\$ cts.	\$ cts.
	<i>Outside Service—Concluded.</i>		
276	Vocational expense—Cost of training, employment, loans expense and after care.....	325,000 00	
277	Salaries,—Administrative, clerical, medical, dental, technical, etc., including provision for salaries of employees transferred from the staff of the Board of Pension Commissioners....	6,125,000 00	
278	Pay and Allowances— Treatment.....	3,750,000 00	
	Vocational.....	2,000,000 00	
279	Vocational loans.....	150,000 00	
280	Interest on War Service Gratuity balances.....	10,000 00	
281	Operating expenses and working capital—Cost of administration, stores, printing, stationery, transportation and travelling; financing, training and treatment of Imperial and Allied soldiers in Canada and other unforeseen items.....	1,500,000 00	19,310,000 00
	<b>THE AIR BOARD.</b>		
282	Salaries.....	75,000 00	
	Contingencies.....	25,000 00	
	Civil Aviation.....	700,000 00	
	Canadian Air Force.....	825,000 00	1,625,000 00
	<b>MISCELLANEOUS.</b>		
283	Canada Gazette.....	51,000 00	
284	Printing Bureau—Plant, repairs and renewals.....	20,000 00	
285	Distribution of Parliamentary documents and other Government Publications.....	40,000 00	
286	Miscellaneous Printing.....	100,000 00	
287	Contribution towards publication of International Catalogue of Scientific Literature.....	665 00	
288	Expenses under the Canada Temperance Act (Revote).....	500,000 00	
289	Expenses under the Naturalization Acts.....	31,000 00	
290	Unforeseen expenses, expenditure thereof to be under Order in Council, and a detailed statement to be laid before Parliament within fifteen days of next session.....	40,000 00	
291	For supply of Canadian publications to Library of High Commissioner's Office.....	1,000 00	
292	To provide for purchase of 650 copies of the Parliamentary Guide.....	1,950 00	
293	Public Archives.....	68,250 00	
294	To provide for the expenses of the Conservation Commission..	25,000 00	
295	Expenses of litigated matters conducted within the Department of Justice.....	13,000 00	
296	Annual contribution to the Canadian Law Library, London, England.....	500 00	
297	Grant to Chief Constables' Association of Canada.....	500 00	
298	To assist in suppression of the White Slave Traffic.....	2,500 00	
299	Amount required to pay Consular offices abroad for services..	300 00	
300	Salaries and expenses of the Paris Agency.....	42,500 00	
301	Allowance to Mr. W. J. Stewart, Chief Hydrographer for services performed under Order in Council of the 19th October, 1912, in relation to questions under consideration by the International Joint Commission during the year 1921-22....	1,000 00	
302	Amount required to meet expenses of the Lake of the Woods Control Board.....	4,500 00	
303	Grant to the National Battlefields Commission— (a) For expenses of administration.....	6,000 00	
	(b) For maintenance of the National Battlefields Park....	35,000 00	
	(c) For maintenance of Martello Towers.....	600 00	
	(d) To supplement the amount now available for the purchase of lands, the acquisition of which has been authorized by Parliament.....	10,000 00	

## SCHEDULE A—Continued.

No. of Vote.	SERVICE	Amount.	Total
		\$ cts.	\$ cts.
	MISCELLANEOUS—Concluded.		
304	Canadian Press Limited.....	50,000 00	
305	Canadian Press Ltd.....	8,000 00	
306	To provide for the administration of the <i>Business Profits War Tax Act, 1916</i> , and the <i>Income War Tax Act, 1917</i> , and amendments. Appointments for the purpose may be made without reference to the provisions of the <i>Civil Service Act</i> ..	2,000,000 00	
307	Grant to assist the Canadian Association for the Prevention of Tuberculosis.....	10,000 00	
308	Grant to assist the Canadian Branch of the St. John Ambulance Association.....	5,000 00	
309	Grant to the Victorian Order of Nurses.....	5,000 00	
310	Grant in aid of the Canadian General Council of the Boy Scouts Association.....	5,000 00	
311	Contribution to aid in carrying on the work of the Astronomical Society.....	2,000 00	
312	Grant to the Royal Society of Canada.....	8,000 00	
313	Royal Academy of Arts.....	2,500 00	
314	Grant to the Canadian Institute of Mining and Metallurgy.....	3,000 00	
315	To provide for the salary of a Private Secretary, S. Lelievre, to the Speaker of the Senate.....	600 00	
316	Loan of \$25,000,000 to Provincial Governments to encourage the erection of dwelling houses, on the terms and conditions set forth in the Order in Council of the 3rd of December, 1918, and amendments thereto from time to time made—the amount of loan to any one Province not to exceed the proportion of the said \$25,000,000 which the population of the said Province bears to the total population of Canada, as shown by the last federal census (Revote)	10,456,800 00	
317	Canadian Representation in the United States.....	60,000 00	
318	To provide for Canada's proportionate share of the cost of expenditure made by the Imperial War Graves Commission—probable amount required.....	905,316 80	
319	Grant towards defraying the expenses of the Canadian National Committee for Mental Hygiene.....	10,000 00	
320	Grant in aid of the Dominion Council of the Girl Guides.....	3,000 00	
321	To provide for the expenses of work in the interest of fire prevention, to be carried on by the Department of Insurance.....	15,000 00	
322	Salaries and Expenses, Passport Office.....	40,000 00	
323	Grant to Imperial Mineral Resources Bureau.....	12,166 67	
324	Patent Record.....	45,000 00	
325	Purchasing Commission—Salaries and contingencies.....	80,442 96	
326	To provide for expenses in connection with a Canadian exhibit at the National Exposition of Chemical Industries, New York.....	3,500 00	
327	To provide for the administration of <i>The Bankruptcy Act</i> .....	15,000 00	
328	To provide for the expenses which may be incurred in the revocation of certificates under Section 7 of <i>The Naturalization Act, 1919</i> .....	5,000 00	
329	To provide for the payment of the necessary fees upon applications made by or on behalf of Returned Soldiers and Sailors for Certificates of Naturalization, etc., under the provisions of <i>The Naturalization Act, 1919</i> .....	1,000 00	
330	To provide for Canada's contribution towards the maintenance of the permanent Secretariat of the League of Nations.....	200,000 00	
331	Battlefields memorials.....	500,000 00	
332	Memorial to the late Lt.-Col. Harold Baker, M.P., (Revote)...	15,000 00	
333	To provide for the reorganization of the Departments at Ottawa	50,000 00	
334	Contribution towards fighting the typhus epidemic in Europe (Revote).....	200,000 00	
335	Grant to National Dairy Council.....	3,000 00	
336	Chief Electoral Officer—Salaries and Contingencies of office...	15,640 00	
337	Subscriptions to publications of the Empire Parliamentary Association to be distributed to Members of the House of Commons.....	2,000 00	
338	Cartier Memorial.....	12,000 00	
339	Board of Commerce.....	1,000 00	
			15,745,231 43

## SCHEDULE A—Continued.

No. of Vote.	SERVICE.	Amount.	Total.
	<b>CUSTOMS AND INLAND REVENUE.</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
	Salaries and contingent expenses of the several ports in the Dominion, including pay for overtime of officers notwithstanding anything in the Civil Service Act,—and temporary buildings and rentals.....	5,489,815 00	
	Salaries and travelling expenses of Inspectors of Ports and of other officers on inspection and preventive service, including salaries and expenses in connection with the Board of Customs.....	621,380 00	
340	Miscellaneous—Printing and stationery, subscriptions to commercial papers, flags, dating stamps, locks, instruments, etc., for various ports of entry, express charges on samples, stationery and forms, legal expenses, premiums on guarantee bonds, and uniforms for Customs Officers.....	423,000 00	
	To provide for expenses of maintenance of revenue cruisers and for preventive service.....	233,000 00	
	Amounts to be paid to Department of Justice to be disbursed by and accounted for to it, for secret preventive service.....	10,000 00	6,782,195 00
	<b>RAILWAYS AND CANALS.</b>		
	(Chargeable to Collection of Revenue.)		
	<b>RAILWAYS.</b>		
341	Canadian Government Railways— Toward any deficiency in receipts and revenues necessary to meet working expenditures for the twelve months ending 31st December, 1921, the Management of the Railway being hereby authorized to apply receipts and revenues towards payments of the said working expenditures.....	7,000,000 00	
	<b>CANALS.</b>		
342	Staff and Repairs.....	2,270,000 00	9,270,000 00
	<b>PUBLIC WORKS.</b>		
	(Chargeable to Collection of Revenue.)		
	<b>GRAVING DOCKS, LOCKS AND DAMS, ETC. WORKING EXPENSES. ETC.</b>		
343	Graving Docks.....	100,400 00	
	Harbour and River Works, etc.....	44,800 00	
	Collection of Public Works Revenues.....	5,000 00	
	<b>TELEGRAPH AND TELEPHONE LINES.</b>		
	Prince Edward Island and Mainland.....	7,000 00	
	Land and cable telegraph lines, Lower St. Lawrence and Maritime Provinces, including working expenses of vessels required for cable service.....	223,000 00	
344	Saskatchewan.....	78,400 00	
	Alberta.....	121,500 00	
	British Columbia Mainland.....	85,500 00	
	British Columbia—Vancouver Island District.....	126,000 00	
	Yukon System (Ashcroft-Dawson).....	279,000 00	
	Telegraph and Telephone service—Generally.....	10,000 00	1,080,600 00



## SCHEDULE A—Concluded.

No. of Vote.	SERVICE.	Amount.	Total.
	POST OFFICE—OUTSIDE SERVICE.	\$ cts.	\$ cts.
345	Salaries and Allowances.....	13,603,038 75	
	Mail Service.....	10,141,084 50	
	Miscellaneous.....	1,089,200 00	
	Yukon Territory.....	195,000 00	25,028,323 25
	TRADE AND COMMERCE.		
346	Bounties on Crude Petroleum, administration of the Act.....	3,000 00	
347	Bounty on Linen Yarn spun in Canada from Canadian Flax, including expenses of supervision; under Order in Council of September 3, 1918.....	26,000 00	
348	Canada Grain Act, administration of.....	1,175,000 00	
349	Canada Year Book.....	20,000 00	
350	Culling timber, including an amount of \$600 for superannuated cullers.....	1,600 00	
351	Dominion Bureau of Statistics (including Census 1921).....	1,860,000 00	
352	Gold and Silver Marking Act, administration of.....	4,000 00	
353	Grant to Canadian Engineering Standards Association for the promotion of uniformity of standards in metallic and other products.....	10,000 00	
354	Honorary Advisory Council of Industrial and Scientific Re- search— (Salaries and expenses, including printing and stationery and the collection and distribution of information, and for Studentships, Fellowships, Special Problems and Forestry Studies).....	120,000 00	
355	Inspection and Sale Act, administration of.....	2,500 00	
356	Maintenance of Terminal Elevators and necessary equipment..	10,000 00	
357	International Customs Tariffs Bureau.....	1,400 00	
358	Trade Commissioners and Commercial Agents, including salaries, travelling expenses, contingencies and other expendi- ture in connection therewith.....	230,000 00	
359	Development and extension of Canadian trade, including exhibi- bits and publicity, negotiations of treaties, miscellaneous advertising and printing, or other expenditure in connection therewith.....	100,000 00	
360	West India Cable.....	38,933 33	
361	Printing of Parliamentary and Departmental Publications, including cost of translation.....	125,000 00	3,727,433 33
	WEIGHTS AND MEASURES, GAS AND ELECTRICITY INSPECTION.		
	WEIGHTS AND MEASURES.		
362	Salaries of Inspectors and Staff of Weights and Measures.....	192,460 00	
	Rent, fuel, travelling expenses, postage, stationery, etc., for the Weights and Measures.....	125,000 00	
	International Bureau of Weights and Measures.....	400 00	
	GAS AND ELECTRICITY.		
363	Salaries of Inspectors and Staff of Gas and Electricity.....	118,310 00	
	Rent, fuel, travelling expenses for Gas and Electricity, and the purchase and repairs of instruments.....	50,000 00	
	Export electric power.....	500 00	
	International Electrotechnical Commission.....	400 00	487,070 00
	DEMOBILIZATION.		
364	Militia and Defence.....	6,977,380 00	
365	Secretary of State.....	50,000 00	
366	Public Works.....	750,000 00	7,777,380 00
	Total.....		419,623,222 22

SCHEDULE B.

Based on Supplementary Estimates, 1921-22. The amount hereby granted is \$7,812,500.00, being five-sixths of the amount of Item No. 367 as contained in the said Estimates. For the remainder see chapter 2.

SUM granted to His Majesty by this Act for the financial year ending 31st March, 1922, and the purposes for which it is granted.

No. of Vote.	SERVICE.	Amount.	Total.
	MISCELLANEOUS.	\$    cts.	\$    cts.
367	Provisional Bonus allowance for the Inside and Outside Services of the Civil Service, to be paid to such persons and classes of persons, in such amounts and at such times as the Governor in Council may determine.....	.....	9,375,000 00

## SCHEDULE C.

Based on Further Supplementary Estimates, 1920-1921. The amount hereby granted is \$14,681,810.14.

SUMS granted to His Majesty by this Act for the financial year ending 31st March, 1921, and the purposes for which they are granted.

No. of Vote.	SERVICE.	Amount.	Total.
	CHARGES OF MANAGEMENT	\$ cts.	\$ cts.
	Offices of the Assistant Receivers General and Country Savings Banks—Further amount required.....	12,000 00	
	Printing Dominion Notes—Further amount required.....	75,000 00	
368	Printing, Advertising, Inspection, Express, etc.—Further amount required.....	60,000 00	
	Brokerage for purchase of Sinking Funds—Further amount required.....	1,000 00	
	Clerical assistance in connection with transfer and registration of war loan bonds—Further amount required.....	66,000 00	214,000 00
	CIVIL GOVERNMENT		
369	<i>Administration of Justice</i> Contingencies—Further amount required.....	10,000 00	
	<i>Department of the Secretary of State—</i> <i>Editorial Committee on Government Publications—</i> To provide for salary of the Chairman from 1st July, 1920, to 31st March, 1921, at \$4,500 per annum.....	3,375 00	
370	To provide for salary of the Secretary from 1st July, 1920, to 31st March, 1921, at \$1,500 per annum.....	1,125 00	
	<i>Public Printing and Stationery Branch—Contingencies—</i> Printing and Stationery Supplies.....	1,700 00	
371	Travelling Expenses.....	4,800 00	
	Counsel Fee in Tessier Case.....	150 00	
372	<i>Department of Interior—</i> Contingencies—Further amount required.....	57,500 00	
373	<i>Department of Immigration and Colonization—</i> Contingencies—Further amount required.....	10,000 00	
	<i>Post Office Department—</i> To provide for the salaries for the month of March, 1921, of one General Superintendent of Postal Service at the rate of \$5,400 a year, and two Division Superintendents of Postal Service at rate of \$4,800 a year each.....	1,250 00	
374	<i>Contingencies—</i> Clerical Assistance—Further amount required.....	9,000 00	
	Printing and Stationery—Further amount required.....	5,000 00	
	Sundries—Further amount required.....	9,000 00	
375	<i>Department of Labour—</i> Contingencies—Further amount required.....	20,000 00	
376	<i>High Commissioner's Office—</i> Contingencies—Further amount required.....	7,000 00	



## SCHEDULE C—Continued.

No. of Vote	Service	Amount	Total
	<b>CIVIL GOVERNMENT—Concluded</b>	\$ cts.	\$ cts.
	<i>Civil Service Commission—</i>		
	<i>Contingencies—</i>		
	To provide for payment of \$1,200 each as an honorarium to Messrs. W. Kearns, J. C. O'Connor, A. St. Laurent and D. L. McKeand for services as members of the Board of Hearing and Recommendation.....	4,800 00	
377	Additional amount required to complete application of classification and reorganization of the Department of Public Printing and Stationery.....	5,120 00	
	Additional amount required to meet cost of holding examinations required by law, including advertising.....	10,000 00	
	Clerical Assistance—Further amount required.....	10,000 00	
	Printing and Stationery—Further amount required.....	25,000 00	
	Sundries—Further amount required.....	10,000 00	
			204,820 00
	<b>PENITENTIARIES</b>		
378	Penitentiaries—Further amount required.....		200,000 00
	<b>LEGISLATION</b>		
	<b>SENATE</b>		
379	Contingencies—Further amount required.....	6,259 59	
	<b>HOUSE OF COMMONS</b>		
	To purchase for the use of Senators and Members of Parliament, 350 copies of the <i>Canadian Annual Review</i> , edition of 1919—		
	Further amount required.....	350 00	
	Sessional Clerks—Further amount required.....	7,800 00	
	Sergeant-at-Arms—		
380	Sessional Messengers—Further amount required.....	9,000 00	
	Temporary Charwomen—Further amount required.....	4,700 00	
	Temporary Servants—Further amount required.....	11,000 00	
	Parliamentary Restaurant—Further amount required.....	8,800 00	
			47,909 59
	<b>AGRICULTURE</b>		
381	For purchase of Seed Grain—Governor General's Warrant, December 22, 1920.....	1,500,000 00	
382	For health of animals—Further amount required—Governor General's Warrant, January 18, 1921.....	100,000 00	
383	For health of animals—Further amount required—Governor General's Warrant, February 11, 1921.....	100,000 00	
384	Health of animals—Further amount required.....	100,000 00	
			1,800,000 00
	<b>IMMIGRATION AND COLONIZATION</b>		
385	Contingencies in Canadian, British and Foreign Agencies, and general immigration expenses—Further amount required..	150,000 00	
386	Exhibitions—Further amount required.....	5,000 00	
			155,000 00
	<b>PENSIONS</b>		
387	To provide for additional salary to Mr. Kenneth Archibald, Acting Commissioner, from September 7 to December 31, 1920.....	380 00	
388	Salaries and contingent expenses of the Board of Pension Commissioners for Canada—Further amount required—Governor General's Warrant, December 16, 1920.....	350,000 00	
			350,380 00

## SCHEDULE C—Continued.

No. of Vote	Service	Amount	Total
	<b>MILITIA AND DEFENCE</b>	\$ cts.	\$ cts.
389	Royal Military College—Further amount required.....	35,000 00	
	<i>Civil Pensions—</i>		
390	Life Pension to Robert Allan.....	269 52	
	Life Pension to Ronald Morrison.....	330 00	
391	Life Pension to Walter Pettipas.....	515 90	
	Gratuity to Fred Emmet.....	1,428 00	
			37,543 42
	<b>RAILWAYS AND CANALS.</b>		
	<i>(Chargeable to Income).</i>		
	<b>CANALS</b>		
392	Carillon and Grenville—Improvements—Additional amount required.....	20,500 00	
	Welland—Reconstruction of Port Colborne Elevator—Additional amount required.....	15,000 00	
	Lachine—St. Peter River Syphon Repairs—Additional amount required.....	1,000 00	
	<b>RAILWAYS</b>		
393	Grand Trunk Railway—To provide for payment of expenses in connection with the acquisition of the Grand Trunk and associated railway systems—Additional amount required.....	200,000 00	
	Quebec Bridge—To pay balance of accounts.....	24,555 50	
	<b>MISCELLANEOUS</b>		
394	Surveys and Inspections—Canals—Additional amount required. To provide for the payment of expenses in connection with the administration of Fuel Control (Governor General's Warrant August 5, 1920).....	10,000 00 50,000 00	
	To increase the amount of Loan authorized by vote 478, Appropriation Act number 4, 1920—Additional amount required..	1,520,000 00	
			1,841,055 50
	<b>PUBLIC WORKS.</b>		
	<i>(Chargeable to Income).</i>		
	<b>PUBLIC BUILDINGS</b>		
	<i>Nova Scotia</i>		
395	Halifax—Post Office—Alterations to fittings.....	4,210 00	
	<i>New Brunswick</i>		
396	St. John—Post Office—Repairs and renewals to heating system—Further amount required.....	690 00	
	<i>Ontario</i>		
	<i>Rents, Repairs, Furniture, Heating, Etc.</i>		
397	Ottawa Public Buildings—Heating, including salaries of engineers, firemen and watchmen—Further amount required... Water.....	167,000 00 55,000 00	
	Telephone service—Further amount required.....	20,000 00	
	Dominion Public Buildings—Salaries of caretakers, engineers, firemen, etc.—Further amount required.....	66,000 00	
	<b>HARBOURS AND RIVERS</b>		
	<i>Nova Scotia</i>		
398	Owls Head—Repairs to wharf—Further amount required.....	1,110 00	
	Port Lorne—Breakwater repairs and renewals—Further amount required.....	1,260 00	

## SCHEDULE C—Continued.

No. of Vote	Service	Amount	Total
	<b>PUBLIC WORKS</b>	\$ cts.	\$ cts.
	(Chargeable to Income)—Concluded.		
	<i>British Columbia</i>		
399	Moresby Island—Wharf renewal—Further amount required..	1,250 00	
	<b>TELEGRAPH AND TELEPHONE LINES</b>		
400	For contribution of half cost of reconstruction of telegraph lines jointly owned by the Anglo-American Telegraph Co. and the Dominion Government.....	4,750 00	
	<i>Miscellaneous</i>		
401	Architectural Branch—Salaries of Architects, Clerks of Works, Inspectors, Draughtsmen, Clerks and Messengers of Outside Service—Further amount required.....	7,000 00	
401	Engineering Branch—Salaries of Engineers, Inspectors, Superintendents, Draughtsmen, Clerks and Messengers of Outside Service—Further amount required.....	53,000 00	
	Surveys and Inspections—Further amount required.....	35,000 00	416,270 00
	<b>MAIL SUBSIDIES AND STEAMSHIP SUBVENTIONS</b>		
402	Canada and Australia, or New Zealand, or both, on the Pacific Ocean, steam service between—Further amount required..		19,300 00
	<b>OCEAN AND RIVER SERVICE</b>		
403	Maintenance and repairs to Dominion Steamers and Ice-breakers—Further amount required.....	304,000 00	
404	To provide for the temporary relief of distressed seamen and to cover the expenses of shipping forms—Further amount required.....	3,500 00	307,500 00
	<b>PUBLIC WORKS.</b>		
	(Chargeable to Capital).		
	<b>MARINE DEPARTMENT</b>		
405	River St. Lawrence Ship Channel—Maintenance and operation of dredging fleet—Further amount required.....		30,000 00
	<b>LIGHTHOUSE AND COAST SERVICE</b>		
406	Signal Service—Further amount required.....		4,000 00
	<b>FISHERIES</b>		
407	To provide for the expenses of Counsel in the Quebec Fisheries Reference before the Judicial Committee of the Privy Council.....		21,645 55
	<b>MINES AND GEOLOGICAL SURVEY</b>		
408	Amount required for balance of development expenses, and capital costs of a demonstration plant, established by the Lignite Utilization Board of Canada, in connection with the carbonizing and briquetting of lignite coal. This grant is made upon condition that the Provinces of Manitoba and Saskatchewan, each agree to supply an additional \$70,000—Governor General's Warrant, October 11th 1920.....		140,000 00
	<b>LABOUR</b>		
409	Industrial Disputes Investigation Act—Further amount required.....	5,000 00	
410	Conciliation and Labour Act—Further amount required.....	24,000 00	
411	Emergency Relief—Governor General's Warrant 24th January, 19.....	500,000 00	529,000 00



## SCHEDULE C—Continued.

No. of Vote	Service	Amount	Total
	<b>INDIANS</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
412	<i>Prince Edward Island—</i> Repairs to Roads..... Relief to Destitute Indians—Further amount required.....	200 00 300 00	
413	<i>Manitoba, Saskatchewan, Alberta and Northwest Territories—</i> Seed Grain and Garden Seeds—Further amount required..	19,285 00	
414	<i>British Columbia—</i> Relief to Destitute—Further amount required..... Hospital, Medical Attendance, etc.—Further amount required..... Travelling expenses—Further amount required.....	8,500 00 19,500 00 6,700 00	
415	<i>Yukon—</i> Relief, Medical Attendance, etc.—Further amount required	1,500 00	
416	<i>General—</i> Legal Expenses—Further amount required.....	5,000 00	60,985 00
	<b>GOVERNMENT OF THE NORTHWEST TERRITORIES</b>		
417	North West Territories, Explorations—(Governor General's Warrant, January 18, 1921).....		30,000 00
	<b>DOMINION LANDS AND PARKS</b>		
	Dominion Lands Contingencies—Further amount required....	40,000 00	
	Amount required to pay the fees of Mr. J. A. Coté as Secretary of the Board of Examiners for Dominion Land Surveyors.....	275 00	
	Grant to Canadian Forestry Association—Further amount required.....	3,000 00	
418	Canadian National Parks—(including Governor General's Warrant January 26, 1921, for \$50,000.00)—Further amount required.....	65,000 00	
	To meet uncollected portion of advances of Seed Grain made in the Western Provinces by the chartered Banks to holders of unpatented Dominion Lands, under the guarantee of the Dominion Government—Further amount required.....	85,000 00	
	Costs of Litigation and legal expenses—Further amount required	5,000 00	198,275 00
	<b>SOLDIERS' CIVIL RE-ESTABLISHMENT</b>		
419	Care of Patients and Limb Factory Operations—To provide artificial limbs, orthopaedic boots, etc.—Further amount required.....	1,600,000 00	
420	Unemployment Relief—To provide for assistance to pensioners and vocationally trained disabled men, who are out of employment, or who are able only to secure inadequate employment to maintain themselves and their dependents during the months of January, February and March, 1921. P.C. 43 of 10th January and P.C. 98 of the 17th January, 1921—Governor General's Warrant, 15th January, 1921....	1,100,000 00	
421	Salaries—Administrative, Clerical, Medical, District Pension Administration, Unemployment Relief Administration— Further amount required.....	375,000 00	3,075,000 00
	<b>MISCELLANEOUS</b>		
422	Printing Bureau—Plant repairs and renewals—Further amount required.....	13,000 00	
423	Grant to Navy League of Canada towards expenses connected with the exhibition of Naval Pictures in Canada.....	5,000 00	
424	Paper Control Tribunal.....	923 73	
425	To provide for the administration of the Business Profits War Tax Act, 1916, and the Income War Tax Act, 1917. Appoint- ments for the purpose may be made without reference to the provisions of the Civil Service Act—Further amount required	600,000 00	
426	Expenses under the Naturalization Act—Further amount required.....	12,000 00	
427	Grant to Interparliamentary Union for Peace.....	200 00	631,123 73

## SCHEDULE C—Continued.

No. of Vote	Service	Amount	Total
	<b>CUSTOMS</b>	\$ cts.	\$ cts.
428	To provide for expenses of maintenance of Revenue Cruisers and for Preventive Service—Further amount required.....		45,000 00
	<b>EXCISE</b>		
429	Excise War Tax Contingencies—Further amount required.....		210,000 00
	<b>RAILWAYS AND CANALS.</b>		
	(Chargeable to Collection of Revenue.)		
430	Canadian Government Railways—Toward deficit in working expenditure for nine months ended December 31st, 1920, the management of the Railways being hereby authorized to apply the receipts and revenues toward payment of the working expenditure—Additional amount required.....		2,000,000 00
	<b>PUBLIC WORKS.</b>		
	(Chargeable to Collection of Revenue.)		
	<b>TELEGRAPH AND TELEPHONE LINES</b>		
431	Land and cable telegraph lines, Lower St. Lawrence and Maritime Provinces, including working expenses of vessels required for cable service—Further amount required.....	40,000 00	
	British Columbia—Mainland—Further amount required.....	12,000 00	
	British Columbia—Vancouver Island District—Further amount required.....	35,000 00	
	Yukon System (Ashcroft-Dawson)—Further amount required.....	35,000 00	122,000 00
	<b>POST OFFICE—OUTSIDE SERVICE</b>		
	<b>MAIL SERVICE</b>		
432	Mail Service by Railway—Further amount required.....	365,000 00	
	<b>MISCELLANEOUS</b>		
	Overtime—Further amount required.....	25,000 00	
	Miscellaneous—Further amount required.....	235,000 00	
	To pay certain railway mail clerks for extra services in connection with checking incoming and outgoing British mails during the winter of 1919-20 and summer of 1920.....	641 12	
433	To provide for the payment to Mrs Elizabeth Hamly, widow of the late J. S. Hamly, of the sum of \$3,057.50, being the amount he was entitled to by way of living allowance at the rate of \$75.00 a month while Acting Postmaster at Lethbridge from the 18th December, 1914, to the 11th May, 1918.....	3,057 50	
	To provide for the payment of a compassionate allowance to the widow of the late W. O. Simpson, formerly Postal Clerk, Calgary Post Office, who was accidentally crushed to death on the 3rd October, 1919, by the elevator in the Post Office while in the performance of his duties.....	2,000 00	
			630,698 62
	<b>TRADE AND COMMERCE</b>		
434	Canada Grain Act, Administration of—Further amount required.....	60,000 00	
435	Trade Commissioners and Commercial Agents—Further amount required.....	40,000 00	100,000 00

SCHEDULE C—Concluded.

No. of Vote	Service	Amount	Total
		\$ cts.	\$ cts.
	WEIGHTS AND MEASURES		
436	Rent, Fuel, Travelling Expenses, Postage, etc.—Additional amount required.....		10,000 00
	UNPROVIDED ITEMS, 1919-20		
437	To cover unprovided items, 1919-20, as per Auditor General's Report, part B, page 3, 1919-20.....		1,250,303 73
	Total.....		14,681,810 14



## SCHEDULE D.

Based on Further Supplementary Estimates, 1921-22. The amount hereby granted is \$24,269,991.74.

SUMS granted to His Majesty by this Act for the financial year ending 31st March, 1922, and the purposes for which they are granted.

No. of Vote.	Service.	Amount.	Total.
	CIVIL GOVERNMENT.	\$ cts.	\$ cts.
	<i>Department of the Secretary of State—</i>		
	<i>Contingencies—</i>		
	Administration of the <i>Companies Act</i> —Further amount required.....	7,000 00	
	<i>Editorial Committee on Government Publications—</i>		
	<i>Salaries—</i>		
438	One chairman.....	4,500 00	
	One secretary.....	1,890 00	
	One clerk-stenographer.....	960 00	
	One junior clerk-stenographer.....	600 00	
	One messenger clerk.....	600 00	
	<i>Contingencies.....</i>	1,500 00	
	<i>Department of Agriculture—</i>		
439	To provide for increase in salary of one Animal Pathologist from \$2,100 to \$2,220.....	120 00	
	<i>Department of Railways and Canals—</i>		
	To provide for payment, in lieu of leave of absence, to the following retired employees, the following amounts:—		
	L. K. Jones.....	\$500 00	
	M. W. Maynard.....	280 00	
	C. W. Ross.....	410 66	
440	A. U. Almon.....	160 00	
	J. P. Wright.....	266 66	
	W. B. A. Hill.....	224 00	
		1,841 32	
	<i>Contingencies—</i>		
	Printing and stationery—additional amount required.....	1,500 00	
	<i>Department of Public Works—</i>		
	<i>Contingencies—</i>		
441	Printing—Further amount required.....	2,600 00	
	<i>Post Office Department—</i>		
	<i>Salaries—</i>		
442	To provide for the salary of one general superintendent of Postal Service at the rate of \$5,400 a year, and two division superintendents of Postal Service at rate of \$4,800 a year each, from the 1st April, 1921.....	15,000 00	
	<i>Department of Trade and Commerce—</i>		
	<i>Dominion Bureau of Statistics, Salaries—</i>		
	To provide for the following:—		
	One price statistician (additional salary).....	600 00	
	One statistician.....	2,400 00	
443	One principal statistical clerk.....	1,890 00	
	One principal clerk.....	1,800 00	
	Five clerks at \$960 each.....	4,800 00	
	One statistical clerk at \$960.....	960 00	
	Three stenographers at \$960 each.....	2,880 00	
	Three junior statistical clerks at \$600.....	1,800 00	
	Three junior clerks at \$600.....	1,800 00	
	<i>High Commissioner's Office—</i>		
444	<i>Contingencies—</i> Further amount required.....	7,000 00	

## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	CIVIL GOVERNMENT— <i>Concluded.</i>	\$ cts.	\$ cts.
445	<i>Department of External Affairs—</i> To provide for one private secretary to the Prime Minister and Secretary of State for External Affairs.....	4,000 00	
446	<i>Department of Public Archives—</i> <i>Contingencies—</i> To provide for printing parliamentary and departmental publications.....	5,550 00	
447	<i>Civil Service Commission—</i> <i>Salaries—</i> One investigator, Organization Branch..... One linotype operator..... One senior clerk..... One junior clerk-typist.....	2,400 00 2,000 00 2,100 00 600 00	80,691 32
	ADMINISTRATION OF JUSTICE.		
448	Travelling allowance to Judge Hewson, District of Manitoulin, while assisting in court work at Toronto.....	814 30	
449	Additional amount required for printing, binding and distri- buting Exchequer Court Reports.....	2,500 00	
450	Supreme Court of Canada—Further amount required for print- ing, binding and distributing Supreme Court Reports.....	3,000 00	6,314 30
	PENITENTIARIES.		
451	Amount required for the purchase of tobacco..... Printing and translating.....	10,000 00 400 00	10,400 00
	LEGISLATION.		
	SENATE.		
452	To provide payment of the full sessional indemnity for the session of 1921 to members of the Senate for days lost through absence caused by illness, official public business, or on account of death. Payment to be made as the Trea- sury Board may direct.....	13,000 00	
	HOUSE OF COMMONS.		
453	<i>Contingencies—</i> To provide for the full sessional indemnity of members of the House of Commons—days lost through absence caused by illness, official public business, or on absence caused by illness, official public business, or on account of death during the present session.—Notwith- standing anything to the contrary in chapter 10 of the Revised Statutes, an Act respecting the Senate and House of Commons or any amendments thereto—Payment to be made as the Treasury Board may direct..... To provide for salary of principal clerk in Law Branch, due to classification.....	17,000 00 2,040 00	
	<i>Sergeant at Arms.</i>		
454	Temporary door-keepers, watchmen and messengers—Further amount required..... Temporary servants or cleaning staff—Further amount required Parliamentary Restaurant—Further amount required.....	13,850 00 11,450 00 10,000 00	
	LIBRARY OF PARLIAMENT.		
455	To provide for the cost of printing reports.....	1,000 00	68,340 00

## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	<b>AGRICULTURE.</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
456	Additional amount required for experimental Farms for the establishment of a demonstration station for flax in Western Ontario.....	25,000 00	
457	Additional amount required for the enforcement of the Destructive Insect and Pest Act.....	10,000 00	
458	Additional amount required for Health of Animals, for extension of accredited herd work and work in connection with bovine tuberculosis.....	300,000 00	
459	Additional amount required for Seed and Feed Control, to cover extension of this work and provide for the administration of the Fertilizer Act.....	20,000 00	355,000 00
	<b>IMMIGRATION AND COLONIZATION.</b>		
460	St. John Immigration buildings—Further amount required.....		28,000 00
	<b>HEALTH.</b>		
461	Medical Research Committee.....		2,000 00
	<b>PENSIONS.</b>		
462	To provide for pension to Mabel Forbes, widow of the late Sergt. D. Forbes, who was killed while in the performance of duty.....		700 88
	<b>MILITIA AND DEFENCE.</b>		
463	Engineer Services and Works—Further amount required.....	10,000 00	
464	To provide cost of railway transportation of accredited teams from the different Provincial Rifle Associations attending the matches of the Dominion Rifle Association at Ottawa in 1921.....	5,000 00	
465	Printing and Stationery—Further amount required.....	20,000 00	
466	Royal Military College—Further amount required.....	3,000 00	
467	Compensation grant to Mrs. Annie Clatworthy.....	63 33	
	<i>Civil Pensions—</i>		
468	Robert Allen.....	269 52	
	Ronald Morrison.....	330 00	
	Walter Pettipas.....	515 90	
469	<i>Royal Military College—</i> Towards providing equipment for the engineering department in the new Educational Building of the Royal Military College.....	25,000 00	64,178 75
	<b>RAILWAYS AND CANALS.</b>		
	(Chargeable to Capital).		
	<b>RAILWAYS.</b>		
	<i>Canadian Government Railways—</i>		
470	Dartmouth to Deans Branch Line—Balance due Contractors.....	3,000 00	
	Refund to St. Martin's Railway of amount overpaid.....	1,405 39	
	Prince Edward Island, Car Ferry Terminals—Cape Tormentine—To pay claims.....	97,000 00	



SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	RAILWAYS AND CANALS—Concluded.	\$ cts.	\$ cts.
	(Chargeable to Capital)—Concluded.		
	RAILWAYS—Concluded.		
471	To provide for the purchase, at prices not exceeding the amounts herein specified, of the following Railways (the debts of each Railway to the Canadian Government Railways to be cancelled); interest on the purchase price of each to be payable at the rate of five per centum per annum from the date of taking possession to the date of transfer of title; (Such of the said Railways as are within the jurisdiction of the Parliament of Canada are hereby authorized to sell their respective assets and undertakings accordingly):— York & Carleton Ry., \$18,000.00..... Revote Moncton & Buctouche Ry., \$70,000.00..... Revote Caraquet & Gulf Shore Ry., \$200,000.00..... Revote Interest estimated—from date of taking possession to March 31, 1922, not exceeding (including Re-vote \$39,000).....	4,500 00 70,000 00 50,000 00  47,500 00	
	CANALS.		
472	St. Anne's Lock— Contribution toward cost of highway bridge across the Canal at Isle Perrot as part of a total of \$150,000.....	50,000 00	323,405 39
	RAILWAYS AND CANALS.		
	(Chargeable to Income.)		
	RAILWAYS.		
473	Canadian Government Railways—To reimburse for expenditures incurred during fiscal year 1920-21 in settlement of claims arising out of Military Service Overseas of employees of Canadian Government Railways..... To supplement pension allowances payable under the provisions of the Intercolonial and Prince Edward Island Railway Employees' Provident Fund Act so as to make the minimum payment, during the fiscal year, the sum of \$30 per month instead of \$20 as fixed by the said Act..... To pay for damages claimed by "S.S. Harlem" not exceeding..	80,000 00  50,000 00 130,000 00	260,000 00
	PUBLIC WORKS.		
	(Chargeable to Capital.)		
	HARBOURS AND RIVERS.		
475	Port Arthur and Fort William—Harbour improvements— Further amount required.....		100,000 00
	PUBLIC WORKS.		
	(Chargeable to Income.)		
	PUBLIC BUILDINGS.		
	Nova Scotia.		
476	Bridgewater—Public building—Alterations to post office fittings Halifax—Dominion buildings—Improvements, repairs, etc.— Further amount required..... Liverpool—Public building—Addition..... Yarmouth—Public building—Alterations.....	1,500 00  6,000 00 3,000 00 3,000 00	

## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	<b>PUBLIC WORKS—Continued.</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
	(Chargeable to Income)—Continued.		
	<b>PUBLIC BUILDINGS—Continued.</b>		
	<i>New Brunswick.</i>		
477	Sussex—Public building—Improvements.....	5,000 00	
	St. John—Immigration building—Alterations and improvements	1,500 00	
	<i>Quebec.</i>		
	D'Israeli—Post office—Fittings and alterations.....	2,200 00	
	Dominion Public Buildings—Improvements, repairs, etc.— Further amount required.....	25,000 00	
	Gaspé—Post office—Fittings.....	1,400 00	
	Mariville—Public building—Repairs.....	2,750 00	
	Montreal—General Post Office—Improvements—Further amount required.....	30,000 00	
478	Montreal—Old Customs House—Alterations for Department of Health.....	3,000 00	
	Quebec—Immigration building—Alterations and additions....	15,000 00	
	Quebec—Post office—Party wall.....	10,000 00	
	Quebec—Savard Park Hospital—Improvements and repairs....	10,000 00	
	Three Rivers—Public building—Improvements to grounds....	1,000 00	
	Three Rivers—Public building—Water rates.....	3,750 00	
	<i>Ontario.</i>		
	Barrie—Post Office—Improvements.....	1,600 00	
	Collingwood—Public building—Improvements.....	2,600 00	
	Dominion Public Buildings—Improvements, repairs, etc.— Additional amount required.....	30,000 00	
	Hamilton—Post office—Repairs.....	2,000 00	
	Kingston R.M.C.—Enlargement of Educational Block—Addi- tional amount required.....	7,500 00	
	Leamington—Public building—Fittings.....	1,000 00	
	Leamington—Government's share of cost of local improvements	1,131 00	
	London—Carling block—Repairs.....	4,000 00	
	Ottawa—Addition to S.C.R. Building on Vittoria St., altera- tions to Daly building and moving expenses.....	25,000 00	
	Ottawa—Departmental Buildings—Fitting up Testing Labora- tory in West Block.....	2,000 00	
479	Ottawa—Departmental Buildings—Heating Plant equipment.....	8,500 00	
	Ottawa—Departmental Buildings—Repairs to Langevin Block.	2,000 00	
	Ottawa—Drill hall—Repairs to roof.....	10,000 00	
	Ottawa—Parliament Library—Alterations for Stack room....	13,000 00	
	Ottawa—Post office—Improvements—Further amount required	3,000 00	
	Ottawa—Printing Bureau—Improvements.....	5,400 00	
	Ottawa—Repairs to Wellington Street pavement—Additional amount required.....	22,000 00	
	Ottawa—Royal Mint—New boilers.....	9,000 00	
	Ottawa—Victoria Memorial Museum—Restoration—Revote \$2,500.....	5,500 00	
	Ottawa—Towards purchase of Daly Building.....	100,000 00	
	Port Arthur—Government's share of cost of local improve- ments.....	10,084 00	
	Sault St. Marie—Public building—Repairs and improvements— Revote \$2,500.....	2,500 00	
	Sudbury—Public building—Improvements.....	4,500 00	
	Toronto—Postal Station "A"—To complete—Revote \$160,000.	350,000 00	
	Toronto—Post office—Alterations.....	6,000 00	
	Toronto—Dominion buildings—Improvements, repairs, etc.— Additional amount required.....	7,500 00	
	Toronto—St. Andrew's College—Government's share of cost of local improvements.....	4,252 00	
	<i>Manitoba.</i>		
480	Winnipeg—Post Office—Alterations.....	1,300 00	

## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	<b>PUBLIC WORKS—Continued.</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
	(Chargeable to Income)—Continued.		
	<b>PUBLIC BUILDINGS—Concluded.</b>		
	<i>Saskatchewan.</i>		
481	Moosejaw—Public building—Improvements.....	7,500 00	
	Regina—Public building—Improvements—Further amount re- quired.....	2,000 00	
	Saskatoon—Public building—Heating.....	4,500 00	
	<i>Alberta.</i>		
482	Calgary—Post office—Alterations to fittings.....	3,800 00	
	Edmonton—Immigration Hall No. 1—Repairs—Revote.....	1,000 00	
	Edmonton—Public building—Alterations for post office accom- modation—Further amount required.....	7,000 00	
	Vermilion—Improvements to public building.....	2,400 00	
	<i>British Columbia.</i>		
483	Dominion Public Buildings—Improvements, repairs, etc.— Further amount required.....	14,000 00	
	Vancouver—Postal Station "D"—Improvements.....	3,500 00	
	Vancouver—Post office—Improvements.....	2,175 00	
	Vancouver—Post office—Tractor.....	6,000 00	
	Vancouver—R.C.M. Police barracks at Fairmont—Improve- ments.....	4,000 00	
	<i>Generally.</i>		
484	Armouries—Repairs and alterations.....	87,000 00	
	Dominion Public Buildings Generally—Alterations required by amalgamation of Customs and Inland Revenue Offices....	30,000 00	
	<i>Rents, Repairs, Furniture, Heating, etc.</i>		
485	Ottawa Public Buildings— Repairs, furniture, grounds, snow, street maintenance— Additional amount required.....	125,000 00	
	Telephone service—Further amount required.....	8,000 00	
486	Dominion Public Buildings— Fittings and general supplies and furniture—Further amount required.....	60,000 00	
	<b>HARBOURS AND RIVERS.</b>		
	<i>Nova Scotia.</i>		
486	Belliveau's Cove—Breakwater renewals.....	3,900 00	
	Big Pond—Repairs to wharf.....	2,800 00	
	Black Rock—Breakwater Improvement.....	3,500 00	
	Blanche—Breakwater repairs.....	1,500 00	
	Bluff Head—Replace damaged breakwater.....	10,600 00	
	Canada Creek—Rebuilding part of breakwater.....	2,800 00	
	Canning—Freight shed and repairs to wharf.....	1,200 00	
	Cheticamp—Enlargement of freight shed.....	500 00	
	Cow Bay (Port Morien)—Repairs to breakwater.....	8,000 00	
	Diligent River—Repairs to wharf.....	900 00	
	Fourchu—Wharf extension.....	2,200 00	
	Hall's Harbour—Repairs to wharfs and sluice gates.....	1,500 00	
	Ingonish Ferry—Repairs to wharf.....	1,400 00	
	Iona—Repairs to wharf.....	700 00	
	Kraut Point—Repairs to wharf.....	1,000 00	



## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	<b>PUBLIC WORKS—Continued.</b>	<b>\$ cts.</b>	<b>\$ cts.</b>
	(Chargeable to Income)—Continued.		
	<b>HARBOURS AND RIVERS—Continued.</b>		
	<i>Nova Scotia—Concluded.</i>		
486	Long Cove—Repairs to breakwater.....	1,300 00	
	Malagash—Wharf extension.....	1,750 00	
	Malignant Cove—Wharf repairs.....	1,800 00	
	Mira River—To repair and extend jetty.....	2,000 00	
	New Campbellton—Wharf repairs.....	3,500 00	
	New Glasgow—Wharf reconstruction.....	9,000 00	
	Petite Riviere—Repairs to breakwater.....	2,700 00	
	Port Hawkesbury—Repairs to wharf—Revote \$570.....	1,200 00	
	Poulamond—Repairs to wharf.....	1,200 00	
	Prospect—Reconstruction of wharf.....	3,400 00	
	Ray's Creek—Repairs to wharf.....	1,500 00	
	Sandford—Breakwater repairs.....	3,600 00	
	Salmon River—Repairs to breakwater.....	3,000 00	
	Sandy Cove—Breakwater repairs and renewals.....	7,000 00	
	Smith's Cove (Port Hood Island)—Breakwater extension.....	1,400 00	
	Trout Cove—Repairs to breakwater.....	5,000 00	
	<i>Prince Edward Island.</i>		
487	Bay Fortune—Wharf repairs and enlargement.....	1,700 00	
	Belle River—Repairs to breakwater.....	1,850 00	
	Rustico—Repairs to breakwater.....	3,000 00	
	<i>New Brunswick.</i>		
488	Black's Harbour—Wharf extension.....	7,000 00	
	Chocolate Cove—Float.....	1,000 00	
	Gull Cove—Breakwater completion.....	2,000 00	
	Renforth—Reconstruction of wharf.....	3,000 00	
	Two Rivers—Repairs to wharf.....	1,700 00	
	Woodlands—Repairs to wharf.....	1,200 00	
	<i>Quebec.</i>		
	Anse St. Jean—Wharf reconstruction.....	2,000 00	
	Beloil Station—Repairs to protection piers.....	12,300 00	
	Cacouna—Repairs to wharf.....	3,600 00	
	Cape Cove—Repairs to wharf.....	3,000 00	
	Cap St. Ignace—Repairs to wharf—Revote.....	6,000 00	
	Chicoutimi—Repairs to wharf and construction of shed.....	3,200 00	
	Father Point—Repairs to wharf.....	3,600 00	
	Grand River—Repairs to pier.....	12,000 00	
	Kamouraska—Repairs to wharf.....	3,000 00	
	La Malbaie—Repairs to wharf.....	1,400 00	
	Lavaltrie—Reconstruction of wharf approach.....	2,000 00	
	Paspébiac East—To repair and reconstruct wharf.....	4,000 00	
	Piche Point—Repairs to wharf.....	4,000 00	
489	Port Daniel—Repairs to wharf.....	4,000 00	
	Quyon—Repairs to wharf.....	1,500 00	
	Riviere Ouelle—Repairs to wharf.....	1,540 00	
	Rouisseau a la Loutre—Wharf repairs and improvements.....	2,300 00	
	St. Alphonse—Repairs to wharf.....	2,600 00	
	St. Godfroy—Repairs to wharf.....	2,300 00	
	St. Ignace de Loyola—Repairs to wharf.....	2,400 00	
	St. Jean Port Joli—Repairs to wharf.....	2,600 00	
	St. Laurent d'Orleans—Repairs to wharf.....	1,000 00	
	St. Michel de Bellechasse—Repairs to wharf.....	25,000 00	
	St. Nicholas—Repairs to wharf.....	5,200 00	
	St. Ours—Repairs to wharf.....	1,900 00	

## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	<b>PUBLIC WORKS—Continued.</b>	<b>\$</b> <b>cts.</b>	<b>\$</b> <b>cts.</b>
	(Chargeable to Income)—Continued.		
	<b>HARBOURS AND RIVERS—Continued.</b>		
	<i>Quebec—Concluded.</i>		
489	St. Roch des Aulnaies—Repairs to wharf.....	1,400 00	
	St. Zotique—Repairs to wharf.....	2,000 00	
	Sorel—Repairs to breakwater.....	2,000 00	
	Squatek—Repairs to wharf.....	1,500 00	
	<i>Ontario.</i>		
	Barrie—Repairs to wharf.....	1,800 00	
	Bruce Mines—Repairs to wharf.....	1,050 00	
	Cobourg—Reconstruction of pier and breakwater.....	50,000 00	
	Collingwood—Breakwater reconstruction—Additional amount required.....	35,000 00	
	Gargantua Harbour—Repairs to wharf.....	2,000 00	
	Grand Bend—Repairs to piers.....	1,000 00	
	Kincardine—Repairs to piling.....	3,500 00	
	Kingston Harbour—Improvements.....	3,500 00	
	McLaren's Landing—Wharf—Further amount required.....	1,600 00	
490	Millhaven—Wharf.....	8,400 00	
	North Bay—Reconstruction of wharf.....	25,000 00	
	Oakville—Repairs to pier.....	2,000 00	
	Owen Sound—Repairs to sheet piling.....	13,000 00	
	Parry Sound—Wharf improvements.....	32,000 00	
	Pembroke—Repairs and wharf replacement.....	60,000 00	
	Petawawa—Reconstruction of wharf.....	7,900 00	
	Port Stanley—Repairs to harbour works.....	10,000 00	
	Rondeau—Harbour repairs and improvements—Further amount required—Revote \$14,500.....	15,500 00	
	St. Joseph Island—Repairs to wharf.....	1,750 00	
	Sturgeon Falls—Wharf extension.....	6,750 00	
	Whitby—Reconstruction of piers.....	13,500 00	
	<i>Manitoba.</i>		
491	Delta—Completion of protection work.....	2,500 00	
	Little Pembina River—Repairs to dam and building fence.....	1,600 00	
	Red River—Repairs to channel protection work.....	12,000 00	
	Wanipigow River—Removal of obstructions.....	5,000 00	
	<i>Saskatchewan and Alberta.</i>		
492	Fort McMurray—Temporary wharriage accommodation.....	2,500 00	
	Harbours and Rivers Generally—Repairs and improvements —Further amount required.....	30,000 00	
	<i>British Columbia.</i>		
	Ainsworth—Fender boom.....	1,750 00	
	Fraser River—Improvements.....	100,000 00	
	Fraser River (lower)—Operation of Snag Boat—Further amount required.....	5,000 00	
	Maples Bay—Repairs to wharf.....	2,200 00	
	New Massett—To settle claims due to collapse of wharf.....	2,600 00	
	Port Washington—Repairs to wharf.....	2,600 00	
493	Quathiaski Cove—New float and repairs to wharf.....	2,700 00	
	Sooke—Repairs to wharf.....	2,700 00	
	Sicamous—Wharf extension.....	2,800 00	
	Sorrento—Wharf repairs and extension.....	3,100 00	
	Squamish—Repairs to wharf.....	1,500 00	
	Stewart—Enlarging warehouse and wharf improvements.....	6,000 00	
	Upper Pitt Lake—Addition to wharf.....	1,800 00	

## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	PUBLIC WORKS— <i>Concluded.</i>	\$ cts.	\$ cts.
	(Chargeable to Income)— <i>Concluded.</i>		
	HARBOURS AND RIVERS— <i>Concluded.</i>		
	<i>Yukon Territory.</i>		
494	Stewart River—Improvements.....	10,000 00	
	ROADS AND BRIDGES.		
	Burlington Channel—New Bridge—Further amount required...	70,000 00	
495	Capilano River, B.C.—Bridge—Contribution by Dominion Government, Provincial Government, and Municipality each to contribute a like amount—Revote.....	11,000 00	
	Grand River Bridge—Repairs and renewals.....	5,400 00	
	St. Leonards, N.B.—Repairs—State of Maine, U.S.A. to contribute like amount—Further amount required.....	1,700 00	
	TELEGRAPH AND TELEPHONE LINES.		
	<i>Quebec.</i>		
496	Quebec County Telephone Lines—General repairs.....	3,000 00	
	<i>British Columbia.</i>		
	Extension, Lumby to Sugar Lake.....	6,580 00	
	Telephone Service on Pender Island, Mayne Island, etc.—General repairs and improvements.....	2,000 00	
	Construction of telephone lines, Houston to Ootsa Lake, Francois Lake and Burns Lake.....	8,200 00	
	Caribou District—Telephone line from 100 Mile House to Canim Lake.....	4,000 00	
	Mainland Telegraph and Telephone Lines—General repairs and improvements.....	21,500 00	
	Skeena District—Telephone line from Clinton to Gang Ranch—To complete.....	5,000 00	
497	Skeena District—Erection of Telegraph office at Williams Lake.....	2,200 00	
	Skeena District—Erection of Garage and Store Shed at Ashcroft.....	600 00	
	Vancouver Island—Telephone line from Squamish to Cheakamus House and Mons.....	1,200 00	
	Campbell Range and Robins Range.....	2,400 00	
	Celestia to Anglemont.....	1,600 00	
	Mount Olie to Vavenby.....	6,000 00	
	Slocan City to Silverton.....	5,160 00	
	Sorrento to Blind Bay.....	800 00	
	Fairmont Springs to Canal Flats.....	4,400 00	
	Telephone Exchange at Smithers—To complete.....	1,000 00	
	Caribou District—Telephone Exchange and Line Extensions at Vanderhoof—To complete.....	2,481 00	
	Miscellaneous.		
498	Esquimalt Graving Dock—Travelling crane.....	45,000 00	
	Esquimalt Graving Dock—Dwelling for Chief Engineer.....	8,000 00	
	Ottawa Parliament Building—Tablet to the memory of the late Bowman B. Law, who lost his life in the fire which destroyed the old Parliament Building.....	5,000 00	
			2,084,803 00



## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	MAIL SUBSIDIES AND STEAMSHIP SUBVENTIONS.	\$ cts.	\$ cts.
499	St. John and ports on the Bay of Fundy and Minas Basin, service between—Additional amount required.....	3,000 00	
500	St. Stephen, Deer Island and Campobello, etc., service between	2,000 00	
501	Halifax, LaHave and LaHave River ports, service between—Additional amount required.....	2,000 00	
502	Campment d'Ours Island and the mainland, service between...	2,000 00	
503	Halifax and the West Coast of Cape Breton, calling at way ports, service between—Additional amount required.....	2,000 00	
504	Pictou, Souris and the Magdalen Islands, service between—Additional amount required.....	4,000 00	
505	Mulgrave, Arichat and Petit de Grat, service between—Additional amount required.....	1,000 00	
506	Charlottetown, Victoria and Holliday's Wharf, service between—Additional amount required.....	1,000 00	17,000 00
	OCEAN AND RIVER SERVICE.		
507	To provide for the temporary relief of distressed seamen and to cover the expenses of shipping forms—Further amount required.....	2,000 00	
508	Amount required for compassionate allowance to widow of the late John T. Roach, formerly engine-room storekeeper on C.G.S. "Estevan".....	1,000 00	3,000 00
	PUBLIC WORKS. (Chargeable to Capital).		
	MARINE DEPARTMENT.		
509	River St. Lawrence Ship Channel—maintenance and operating dredging fleet—Further amount required.....		85,000 00
	LIGHTHOUSE AND COAST SERVICE.		
510	Agencies, rents and contingencies—Further amount required...	1,500 00	
511	Compassionate allowance to John Davidson, formerly light-keeper at Cape Mudge, B.C.....	500 00	2,000 00
	MINES AND GEOLOGICAL SURVEY.		
512	Amount required by the Lignite Utilization Board of Canada for working capital and other expenses in connection with the carbonizing and briquetting of lignite coal.....		140,000 00
	LABOUR.		
513	Unemployment relief.....	100,000 00	
514	Fair Wages and Inspection Officers—Further amount required...	10,000 00	
515	Director of Coal Operations.....	10,000 00	120,000 00
	INDIANS.		
516	New Brunswick— Relief—Further amount required.....	5,000 00	
517	Ontario and Quebec— Relief, medical attendance and medicines—Further amount required.....	9,000 00	
	Repairs to roads and bridges—Further amount required.....	5,000 00	
518	Manitoba, Saskatchewan, Alberta and N.W.T.— General expenses—Further amount required.....	12,600 00	
519	General— Legal expenses—Further amount required.....	4,500 00	
520	British Columbia— Relief to destitute.....	9,000 00	45,100 00

## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
	<b>SOLDIERS' CIVIL RE-ESTABLISHMENT— OUTSIDE SERVICE.</b>	\$ cts.	\$ cts.
521	Unemployment Relief—To provide further assistance to pensioners and vocationally trained disabled men, who are married or single men with dependents, and who received assistance as such prior to the 31st of March, 1921, under the provisions of Order in Council P.C. 43 of the 10th of January, and Order in Council P.C. 98 of the 15th of January, 1921; and to provide for salaries and other expenses of administering the provisions of said Orders in Council and supplementary Orders-in-Council, P.C. 1007, dated the 24th of March, 1921, and P.C. 1615, dated the 13th of May, 1921....	600,000 00	
522	To provide for expenditures arising out of the Recommendations of the Third and Final Report of the Special Committee on Pensions, Insurance and Re-establishment, and to hereby authorize the putting into effect of the recommendations contained in Part 3, Section 11 thereof, subject to such regulations and limitations as the Governor General in Council may prescribe.....	623,000 00	1,223,000 00
	<b>MISCELLANEOUS.</b>		
523	Litigated matters—Further amount required to cover expenses of the Labrador Boundary reference.....	30,000 00	
524	Expenses under Pecuniary Claims Convention with U.S.A.....	5,000 00	
525	Printing Bureau—Plant, new.....	45,000 00	
526	To provide for the expenses of the Conservation Commission—Further amount required.....	24,670 00	
527	Grant to Canadian National Council of Child Welfare.....	5,000 00	
528	To provide for the expenses incurred or which may be incurred by the Committee appointed for the purpose of inquiring into and reporting upon an Amendment to the Armorial Bearings of Canada, including payment of not more than \$250 to Mr. J. F. Champagne.....	1,500 00	
529	To provide for increases in salaries due to the application of the re-classification of the Civil Service, both inside and outside services, for years 1919-20, 1920-21 and 1921-22, and to provide for the permanent status of employees under Order in Council P.C. 2958 dated 16th December, 1920, and the salaries and increases resulting therefrom and to provide for increases in salaries of employees on return to Civil duty from Military Service, notwithstanding anything to the contrary in the Civil Service Act, the whole to be determined by the Civil Service Commission and approved by the Governor-in-Council. (Revote).....	1,500,000 00	
530	Compassionate allowance for the estate of the late James Alves of Parry Sound.....	1,500 00	
531	Grant to the Royal Canadian Academy of Arts.....	5,000 00	
532	Grant to the Interparliamentary Union for Peace.....	200 00	
533	To provide for a contribution towards defraying the expenses of the Empire Parliamentary Association in connection with the visit of the United Kingdom's representative, and the presentation of Speaker's Chair to the Canadian House of Commons.....	1,000 00	
534	To provide for the reorganization of the departments at Ottawa—Further amount required.....	50,000 00	
535	Additional amount required to meet expenses of the Lake of the Woods Control Board.....	10,500 00	
536	To provide for the revision of the Dominion Statutes.....	20,000 00	
537	To provide for a portrait of the late Sir Elzear Tachereau to be placed in the Supreme Court.....	1,000 00	
538	To provide for the administration of the <i>Business Profits War Tax Act, 1916</i> , and the <i>Income War Tax Act, 1917</i> , and amendments. Appointments for the purpose and an additional salary of \$4,000 for the Commissioner of Taxation may be made without reference to and notwithstanding the provisions of the <i>Civil Service Act</i> —Further amount required.....	200,000 00	

## SCHEDULE D—Continued.

No. of Vote.	Service.	Amount.	Total.
		\$ cts.	\$ cts.
	MISCELLANEOUS—Concluded.		
538½	Loan to Provincial Governments to encourage the erection of dwelling houses, on the terms and conditions set forth in the Order in Council of the 3rd of December, 1918, and amendments thereto from time to time made—provided that the amount of loan to any Province shall not, when added to the loans for the same purpose already made such Province, exceed the proportion of a total of \$31,250,000 which the population of such Province bears to the population of the Dominion as determined by the last federal census—substituted for Vote No. 316 of Main Estimates 1921-1922 (Revote \$10,456,800).....	12,000,000 00	13,900,370 00
	PUBLIC WORKS.		
	(Chargeable to Collection of Revenue)		
	TELEGRAPH AND TELEPHONE LINES.		
539½	Prince Edward Island Mainland.....	7,000 00	
	B.C. Mainland—Further amount required.....	13,000 00	
	GRAVING DOCKS		
540	Lorne Graving Dock—Further amount required.....	5,300 00	25,300 00
	POST OFFICE—OUTSIDE SERVICE.		
	Salaries—To provide for the salaries of sixty-seven employees attached to the Branch Dead Letter Offices from the 1st April, 1921, who have heretofore been paid from the Vote for Civil Government.....	86,568 00	
541½	To pay Mr. J. McFarland, railway mail clerk, St. John District, for extra services at the Port of St. John in connection with checking incoming and outgoing British mails during winter season of 1920-21.....	20 50	
	Mail Service by Railway—Further amount required.....	4,380,000 00	4,466,588 50
	TRADE AND COMMERCE.		
542	Contribution to the upkeep of the Imperial Institute, London, on condition that the balance of £40,000 is contributed by the United Kingdom, India, the other Overseas Dominions, and Crown Colonies and Protectorates.....	20,000 00	
543	For the establishment, construction and equipment of The Canadian National Research Institute.....	150,000 00	
544	For the extension of Trade Agencies in foreign countries in connection with the certification of export invoices in accordance with the Customs Act of 1921, Sec. 31, the revenue therefrom to be utilized in the payment of salaries and other expenses in the maintenance of such offices.....	100,000 00	
545	To provide for salaries and expenses of the Grain Inquiry Commission.....	30,000 00	
546	Trade Commissioners and Commercial agents, etc.—Additional amount required to pay arrears of salary to W. B. Nicholson.....	1,150 00	301,150 00
	DEMOBILIZATION.		
547	Department of the Naval Service.....	120,000 00	
548	Department of Trade and Commerce.....	5,000 00	
549	Department of Justice.....	6,000 00	
550	Immigration and Colonization.....	25,000 00	
551	Department of Public Archives—To provide for the cleaning, repairing and work necessary in connection with war trophies sent to the various places in the Dominion.....	2,500 00	
552	Department of Public Works—Completion of construction, rents, etc.—Further amount required.....	89,000 00	247,500 00



## SCHEDULE D—Concluded.

No. of Vote.	Service.	Amount.	Total.
	<b>CIVIL GOVERNMENT.</b>	\$ cts.	\$ cts.
	<i>Auditor General's Office—</i>		
	<i>Contingencies—</i>		
553	Clerical and other assistance—		
	Further amount required.....	10,000 00	
	<i>Department of Agriculture—</i>		
	<i>Salaries—</i>		
	One Commissioner, International Institute of Agriculture.....	3,900 00	
554	One Senior Clerk-Book-keeper.....	1,380 00	
	One Assistant to Chief, Feed Division.....	1,920 00	
	One Chief Dairy Produce Grader.....	2,520 00	
	One Editor Agricultural Gazette and Assistant Director of Publicity.....	2,280 00	
			22,000 00
	<b>PUBLIC WORKS.</b>		
	<i>(Chargeable to Capital).</i>		
	<i>Harbours and Rivers—Quebec.</i>		
555	Quebec Harbour—Champlain Dock—Balance due J. T. and M. P. Davis.....		278,349 60
	<b>PUBLIC WORKS</b>		
	<i>(Chargeable to Income).</i>		
	<i>Harbours and Rivers—British Columbia.</i>		
556	Cowichan Bay—Wharf—Revote.....		9,800 00
	Total.....		24,269,991 74

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King's most Excellent Majesty.









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